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NORTH CAROLINA REGISTER

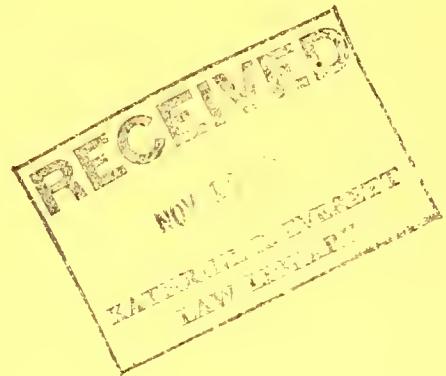
VOLUME 12 • ISSUE 10 • Pages 864 - 916
November 14, 1997

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Property
Commerce
Dental Examiners
Environment and Natural Resources
Health and Human Services
Optometry, Board of Examiners
State Personnel
Rules Review Commission
Contested Case Decisions

PUBLISHED BY

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For those persons that have questions or concerns regarding the Administrative Procedure Act or any of its components, consult with the agencies below. The bolded headings are typical issues which the given agency can address, but are not inclusive.

Rule Notices, Filings, Register, Deadlines, Copies of Proposed Rules, etc.

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Rule Review and Legal Issues

Rules Review Commission
1307 Glenwood Ave., Suite 159 (919) 733-2721
Raleigh, North Carolina 27605 (919) 733-9415 FAX

contact: Joe DeLuca Jr., Staff Director Counsel
Bobby Bryan, Staff Attorney

Legislative Process Concerning Rule Making

Joint Legislative Administrative Procedure Oversight Committee
545 Legislative Office Building
300 North Salisbury Street (919) 733-2578
Raleigh, North Carolina 27611 (919) 715-5460 FAX

contact: Mary Shuping, Staff Liaison
marys@ms.ncga.state.nc.us

County and Municipality Government Questions or Notification

NC Association of County Commissioners
215 North Dawson Street (919) 715-2893
Raleigh, North Carolina 27603

contact: Jim Blackburn or Rebecca Troutman

NC League of Municipalities
215 North Dawson Street (919) 715-4000
Raleigh, North Carolina 27603

contact: Paula Thomas

NORTH CAROLINA REGISTER



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This issue contains documents officially filed through October 23, 1997.

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NORTH CAROLINA REGISTER
Publication Schedule

(August 1997 - May 1998)

FILING DEADLINES			NOTICE OF RULE-MAKING PROCEEDINGS			NOTICE OF TEXT (either column A or column B)		
volume and issue number	issue date	last day for filing	60 th day	earliest register issue for publication of text	earliest date for public hearing	A. non-substantial economic impact		B. substantial economic impact
						end of required comment period	deadline to submit to RRC for review at next RRC meeting	
12:03	08/01/97	07/11/97	09/30/97	10/01/97	08/18/97	09/02/97	09/22/97	05/11/98
12:04	08/15/97	07/25/97	10/14/97	10/15/97	09/02/97	09/15/97	09/22/97	05/11/98
12:05	09/02/97	08/12/97	11/03/97	11/14/97	09/17/97	10/02/97	10/20/97	05/11/98
12:06	09/15/97	08/22/97	11/14/97	12/01/97	09/30/97	10/15/97	10/20/97	05/11/98
12:07	10/01/97	09/10/97	12/01/97	12/15/97	10/16/97	10/31/97	11/20/97	05/11/98
12:08	10/15/97	09/24/97	12/15/97	01/02/98	10/30/97	11/14/97	11/20/97	05/11/98
12:09	11/03/97	10/13/97	01/02/98	01/15/98	11/18/97	12/03/97	12/22/97	05/11/98
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12:12	12/15/97	11/20/97	02/13/98	02/16/98	12/30/97	01/14/98	01/20/98	05/11/98
12:13	01/02/98	12/08/97	03/03/98	03/16/98	01/20/98	02/02/98	02/20/98	05/11/98
12:14	01/15/98	12/19/97	03/16/98	04/01/98	01/30/98	02/16/98	02/20/98	05/11/98
12:15	02/02/98	01/09/98	04/03/98	04/15/98	02/17/98	03/04/98	03/20/98	05/11/98
12:16	02/16/98	01/26/98	04/17/98	05/01/98	03/03/98	03/18/98	03/20/98	05/11/98
12:17	03/02/98	02/09/98	05/01/98	05/15/98	03/17/98	04/01/98	04/20/98	05/11/98
12:18	03/16/98	02/23/98	05/15/98	06/01/98	03/31/98	04/15/98	04/20/98	05/15/98
12:19	04/01/98	03/11/98	06/01/98	06/16/98	04/16/98	05/01/98	05/20/98	05/20/98
12:20	04/15/98	03/24/98	06/15/98	07/01/98	04/30/98	05/15/98	05/20/98	06/15/98
12:21	05/01/98	04/09/98	06/30/98	07/01/98	05/18/98	06/01/98	06/22/98	07/27/99
12:22	05/15/98	04/24/98	07/14/98	07/15/98	06/01/98	06/15/98	06/22/98	07/14/98

EXPLANATION OF THE PUBLICATION SCHEDULE

This Publication Schedule is prepared by the Office of Administrative Hearings as a public service and the computation of time periods are not to be deemed binding or controlling.
Time is computed according to 26 NCAC 2C .0302 and the Rules of Civil Procedure, Rule 6.

GENERAL	FILING DEADLINES	NOTICE OF RULE-MAKING PROCEEDINGS	NOTICE OF TEXT
	<p>The North Carolina Register shall be published twice a month and contains the following information submitted for publication by a state agency:</p> <ul style="list-style-type: none">(1) temporary rules;(2) notices of rule-making proceedings;(3) text of proposed rules;(4) text of permanent rules approved by the Rules Review Commission;(5) notices of receipt of a petition for municipal incorporation, as required by G.S. 120-165;(6) Executive Orders of the Governor;(7) final decision letters from the U.S. Attorney General concerning changes in laws affecting voting in a jurisdiction subject of Section 5 of the Voting Rights Act of 1965, as required by G.S. 120-30.9H;(8) orders of the Tax Review Board issued under G.S. 105-241.2; and(9) other information the Codifier of Rules determines to be helpful to the public.	<p>ISSUE DATE: The Register is published on the first and fifteen of each month if the first or fifteenth of the month is not a Saturday, Sunday, or State holiday for employees mandated by the State Personnel Commission. If the first or fifteenth of any month is a Saturday, Sunday, or a holiday for State employees, the North Carolina Register issue for that day will be published on the day of that month closest to (either before or after) the first or fifteenth respectively that is not a Saturday, Sunday, or holiday for State employees.</p> <p>LAST DAY FOR FILING: The last day for filing for any issue is 15 days before the issue date excluding Saturdays, Sundays, and holidays for State employees.</p>	<p>END OF COMMENT PERIOD TO A NOTICE OF RULE-MAKING PROCEEDINGS: This date is 60 days from the issue date. An agency shall accept comments on the notice of rule-making proceeding until the text of the proposed rules is published, and the text of the proposed rule shall not be published until at least 60 days after the notice of rule-making proceedings was published.</p> <p>EARLIEST REGISTER ISSUE FOR PUBLICATION OF TEXT: The date of the next issue following the end of the comment period.</p> <p>DEADLINE TO SUBMIT TO THE RULES REVIEW COMMISSION: The Commission shall review a rule submitted to it on or before the twentieth of a month by the last day of the next month.</p> <p>FIRST LEGISLATIVE DAY OF THE NEXT REGULAR SESSION OF THE GENERAL ASSEMBLY: This date is the first legislative day of the next regular session of the General Assembly following approval of the rule by the Rules Review Commission. See G.S. 150B-21.3, Effective date of rules.</p> <p>COMPUTING TIME: In computing time in the schedule, the day of publication of the North Carolina Register is not included. The last day of the period so computed is included, unless it is a Saturday, Sunday, or State holiday, in which event the period runs until the preceding day which is not a Saturday, Sunday, or State holiday.</p>

This Section contains public notices that are required to be published in the Register or have been approved by the Codifier of Rules for publication.

SUMMARY OF NOTICE OF INTENT TO REDEVELOP A BROWNFIELDS PROPERTY

CAMDEN SQUARE ASSOCIATES, LLC

Pursuant to N.C.G.S. §130A-310.34, Camden Square Associates, LLC has filed with the North Carolina Department of Environment and Natural Resources ("DENR") a Notice of Intent to Redevelop a Brownfields Property. The Property consists of six parcels in Charlotte, North Carolina commonly known as 1930 Camden Road, 1812 Camden Road, 127 W. Worthington, 413 Doggett Street, 105 West Boulevard and 109 West Boulevard. Groundwater contamination has been discovered on a portion of the Property. Camden Square Associates, LLC intends to develop the Property to include offices, studios and showrooms for design-related businesses. The development also contemplates dining and entertainment facilities. Written public comments may be submitted to DENR within 60 days of the date of this Notice. Written requests for a public meeting may be submitted to DENR within 30 days of the date of this Notice. All such comments and requests should be addressed to the following:

Mr. Bruce Nicholson, Head
Special Remediation Branch
Superfund Section
Division of Waste Management
North Carolina Department of Environment & Natural Resources
401 Oberlin Road
Suite 150
Raleigh, North Carolina 27605

A Notice of Rule-making Proceedings is a statement of subject matter of the agency's proposed rule making. The agency must publish a notice of the subject matter for public comment at least 60 days prior to publishing the proposed text of a rule. Publication of a temporary rule serves as a Notice of Rule-making Proceedings and can be found in the Register under the section heading of Temporary Rules. A Rule-making Agenda published by an agency serves as Rule-making Proceedings and can be found in the Register under the section heading of Rule-making Agendas. Statutory reference: G.S. 150B-21.2.

TITLE 15A - ENVIRONMENT AND NATURAL RESOURCES

CHAPTER 2 - ENVIRONMENTAL MANAGEMENT

SUBCHAPTER 2B - SURFACE WATER AND WETLAND STANDARDS

Notice of Rule-making Proceedings is hereby given by the Environmental Management Commission in accordance with G.S. 150B-21.2. The agency shall subsequently publish in the Register the text of the rule(s) it proposes to adopt as a result of this notice of rule-making proceedings and any comments received on this notice.

Citation to Existing Rules Affected by this Rule-Making: 15A NCAC 2B .0311 Cape Fear River Basin and .0313 Roanoke River Basin. Other rules may be proposed in the course of the rule-making process.

Authority for the rule-making: G.S. 143-214.1; 143-215.1; 143-215.3(a)(1)

Statement of the Subject Matter:

15A NCAC 2B .0311 - Proposed reclassification of Harris Lake from Class C to Class WS (Water Supply) -V.

15A NCAC 2B .0313 - Proposed reclassifications of Hyco Lake from Class B to Class WS (Water Supply) -V & B and Mayo Reservoir from Class C to Class WS-V.

Reason for Proposed Action:

15A NCAC 2B .0311 - The Division of Water Quality is requesting that the Environmental Management Commission (EMC) reclassify Harris Lake in Wake County (Cape Fear River Basin) from Class C to Class WS-V. The WS-V classification is assigned to those waters which are generally upstream and draining to class WS-IV waters, waters previously used for drinking water supply purposes, or waters used by industry to supply their employees. This CP&L reservoir for the Shearon Harris Nuclear Plant is used for cooling water and as a source of drinking water for CP&L employees.

If reclassified, more stringent freshwater standards and ten additional water quality standards will apply to the lake for the protection of the water supply. Sampling results show that Harris Lake meets the standards for drinking water supply use. No categorical restrictions on watershed development or wastewater dischargers are required for Class WS-V.

15A NCAC 2B .0313 - The Division of Water Quality is requesting that the Environmental Management Commission reclassify Hyco Lake in Person and Caswell Counties from

Class B (Primary Recreation) to Class WS (Water Supply) - V & B, and Mayo Reservoir in Person County from Class C to Class WS-V. Both impoundments are located in the Roanoke River Basin. The WS-V classification is assigned to those waters which are generally upstream and draining to class WS-IV waters, waters previously used for drinking water supply purposes, or waters used by industry to supply their employees. These CP&L reservoirs for the Roxboro and Mayo Steam Electric Plants are used for cooling water, as a source of drinking water for CP&L employees, and in the case of Hyco Lake, for primary recreation.

If reclassified, more stringent freshwater standards and ten additional water quality standards will apply to the reservoirs for the protection of the water supply. Sampling results show that Hyco Lake and Mayo Reservoir meet the standards for drinking water supply use. No categorical restrictions on watershed development of wastewater dischargers would be required.

Comment Procedures: The purpose of these announcements is to encourage those interested in these proposals to provide written comments. Written comments, data or other information relevant to these proposals must be submitted by January 13, 1998. It is very important that all interested and potentially affected persons or parties make their views known to the Environmental Management Commission whether in favor or opposed to any and all provisions of the proposals being noticed. Written comments may be submitted to: Liz Kovasckitz, DENR/Division of Water Quality, Planning Branch, PO Box 29535, Raleigh, NC 27626-0535. (919) 733-5083, extension 572.

CHAPTER 10 - WILDLIFE RESOURCES AND WATER SAFETY

SUBCHAPTER 10F - MOTORBOATS AND WATER SAFETY

Notice of Rule-making Proceedings is hereby given by the North Carolina Wildlife Resources Commission in accordance with G.S. 150B-21.2. The agency shall subsequently publish in the Register the text of the rule(s) it proposes to adopt as a result of this notice of rule-making proceedings and any comments received on this notice.

Citation to Existing Rules Affected by this Rule-Making: 15A NCAC 10F .0305. Other rules may be proposed in the course of the rule-making process.

Authority for the rule-making: *G.S. 75A-3; 75A-15*

Statement of the Subject Matter: *Amendment to modify placement and maintenance of markers.*

Reason for Proposed Action: *To correct an error of omission for designating placement and maintenance of markers needed to regulate boat speed in congested areas.*

Comment Procedures: *The record will be open for receipt of written comments from November 14, 1997 to January 13, 1998. Such written comments must be delivered or mailed to the North Carolina Wildlife Resources Commission, 512 N. Salisbury Street, Raleigh, NC 27604-1188.*

CHAPTER 19 - HEALTH: EPIDEMIOLOGY

SUBCHAPTER 19C - OCCUPATIONAL HEALTH

Notice of Rule-making Proceedings is hereby given by the Commission of Health Services in accordance with G.S. 150B-21.2. The agency shall subsequently publish in the Register the text of the rule(s) it proposes to adopt as a result of this notice of rule-making proceedings and any comments received on this notice.

Citation to Existing Rules Affected by this Rule-Making: *15A NCAC 19C .0800. Other rules may be proposed in the course of the rule-making process.*

Authority for the rule-making: *G.S. 130A-453*

Statement of the Subject Matter: *The 1997 General Assembly amended Article 19A by adding a new Article, Lead-Based Paint Hazard Management Program. The Article requires certification of individuals and firms who conduct lead-based paint activities in child-occupied facilities or target housing and accreditation of training courses and training providers. Also requires permits for abatement of lead-based paint hazards. These rules will set out the required standards.*

Reason for Proposed Action: *The ratified bill required that standards for the certification of individuals and firms conducting lead-based paint activities in child-occupied facilities or target housing and accreditation of training courses and training providers.*

Comment Procedures: *All interested parties are encouraged to submit written information, comments and suggestions to the Division of Epidemiology, OEES, Health Hazards Control Branch Manager at PO Box 29601, Raleigh, NC 27626-0601.*

This Section contains the text of proposed rules. At least 60 days prior to the publication of text, the agency published a Notice of Rule-making Proceedings. The agency must accept comments on the proposed rule for at least 30 days from the publication date, or until the public hearing, or a later date if specified in the notice by the agency. The required comment period is 60 days for a rule that has a substantial economic impact of at least five million dollars (\$5,000,000). Statutory reference: G.S. 150B-21.2.

TITLE 15A - ENVIRONMENT AND NATURAL RESOURCES

Notice is hereby given in accordance with G.S. 150B-21.2 that the ENR-Environmental Management Commission intends to adopt rules cited as 15A NCAC 2D .0540; amend 2D .0506 - .0511, .0513 - .0515, .0521, .0914, .0927, .0953; 2Q .0201; and repeal 2D .0938. Notice of Rule-making Proceedings was published in the Register on December 15, 1995, March 15, 1996, May 15, 1996, April 15, 1997, July 15, 1997.

Proposed Effective Date: July 1, 1998

A Public Hearing will be conducted at 7:00 p.m. on December 1, 1997 at the Groundfloor Hearing Room, Archdale Building, Raleigh, NC.

Reason for Proposed Action:

15A NCAC 2D .0506-.0511, .0513-.0515, .0540 - To clarify existing and adopt new rules for the control of particulate emissions.

15A NCAC 2D .0521 - To amend language to use consistent terminology in the visible emission rule.

15A NCAC 2D .0914 - To correct a deficiency identified by the Environmental Protection Agency in the procedures for determining capture efficiency.

15A NCAC 2D .0927 - To require bulk gasoline terminals to weld or gasket deck seams.

15A NCAC 2D .0938 - To remove an unnecessary rule since perchloroethylene is no longer considered a volatile organic compound.

15A NCAC 2D .0953 - To require affected facilities to install necessary piping for installation of CARB certified Stage II vapor recovery system.

15A NCAC 2Q .0201 - To remove language related to the applicability date of the permit fee scale which no longer is required. There is no change in the permit fee scale or applicability criteria.

Comment Procedures: All persons interested in these matters are invited to attend the public hearings. Any person desiring to comment for more than three minutes is requested to submit a written statement for inclusion in the record of proceedings at the public hearing. The hearing record will remain open until December 15, 1997 for Rules 15A NCAC 2D .0506-.0511, .0513-.0515, .0521, .0540, .0914, .0927, .0938, .0953, and 2Q .0201 to receive additional written statements.

Comments should be sent to and additional information concerning the hearing or the proposals may be obtained by

contacting:

Mr. Thomas C. Allen
Division of Air Quality
P.O. Box 29580
Raleigh, North Carolina 27626-0580
(919) 733-1489 (phone)
(919) 715-7476 (fax)
thom_allen@aq.ehnr.state.nc.us (e-mail)

Fiscal Note: 15A NCAC 2D .0506 - .0511, .0513 - .0515, .0521, .0540, .0914, .0927, .0938, .0953; 2Q .0201 - These Rules do not affect the expenditures or revenues of state or local government funds. These Rules do not have a substantial economic impact of at least five million dollars (\$5,000,000) in a 12-month period.

CHAPTER 2 - ENVIRONMENTAL MANAGEMENT

SUBCHAPTER 2D - AIR POLLUTION CONTROL REQUIREMENTS

SECTION .0500 - EMISSION CONTROL STANDARDS

.0506 PARTICULATES FROM HOT MIX ASPHALT PLANTS

(a) Emissions of particulate matter resulting from the operation of a hot mix asphalt plant shall not exceed:

Maximum Process Rate In Tons/Hour	Allowable Emission Rate For Particulate Matter In Lb/Hour
5	10
10	14
15	16
20	18
25	20
50	27
100	37
150	44
200	50
250	55
300 and above	60

For rates between any two consecutive rates stated in the preceding table, the allowable emission rate for particulate matter resulting from the operation of a hot mix asphalt plant shall be not exceed the level calculated by with the equation $E = 4.9445(P)^{0.4376}$ calculated to two significant figures. $E = 4.9445$ times P to the 0.4376 power. E = where "E" equals the maximum allowable emission rate for particulate matter in lb/hour. P = pounds per hour and "P" equals the maximum

process rate in tons/hour, tons per hour.

(b) All hot mix asphalt plants shall be equipped with a fugitive process dust control system for the drying, conveying, classifying, and mixing equipment which shall be operated and maintained in such a manner as to reduce to a minimum the emission of particulate matter from any point other than the stack outlet. Emissions from this equipment shall be controlled such that the applicable opacity standards in Rule .0521 or .0524 of this Section are not exceeded.

(c) The owner or operator of the plant shall maintain dust control of the plant premises and access roads by paving, oil treatment, or other suitable measures. Fugitive non-process dust emissions shall be controlled by Rule .0540 of this Section.

Authority G.S. 143-215.3(a)(1); 143-215.107(a)(5).

.0507 PARTICULATES FROM CHEMICAL FERTILIZER MANUFACTURING PLANTS

(a) Emissions of particulate matter from the manufacture, mixing, handling, or other operations in the production of chemical fertilizer materials that are discharged from any stack or chimney into the atmosphere shall not exceed:

Process Rate In Tons/Hour	Maximum Allowable Emission Rate For Particulate Matter In Lb/Hour
10	19.0
20	23.5
40	29.1
50	31.1
100	38.5
500	63.1
1,000	78.0

For a production rate between any two consecutive rates stated in the preceding table, the The allowable emissions rate for particulate matter from the manufacture, mixing, handling, or other operations in the production of chemical fertilizer materials that are discharged from any stack or chimney into the atmosphere shall be not exceed the level calculated by with the equation $E = 9.377(P)^{0.3067}$ calculated to three significant figures, $E = 9.377$ times P to the 0.3067 power. $E =$ where "E" equals the allowable emission rate for particulate matter in lb/hour. $P =$ pounds per hour and "P" equals the process rate (the sum of the production rate and the recycle rate) in tons/hour. tons per hour.

(b) The process rate for chemical fertilizer manufacturing operations shall be considered as the sum of the production rate and the recycle rate.

Authority G.S. 143-215.3(a)(1); 143-215.107(a)(5).

.0508 PARTICULATES FROM PULP AND PAPER MILLS

(a) Emissions of particulate matter from the production of pulp and paper that are discharged from any stack or chimney into the atmosphere shall not exceed:

Allowable Emission Factor For

	Particulate In Lb/Equivalent Ton of Air Dried Pulp
Recovery Furnace	3.0
Dissolving Tank Vent	0.6
Lime Kiln Stack	0.5
(1) 3.0 pounds per equivalent ton of air dried pulp from a recovery furnace stack;	
(2) 0.6 pounds per equivalent ton of air dried pulp from a dissolving tank vent; and	
(3) 0.5 pounds per equivalent ton of air dried pulp from a lime kiln stack.	

(b) Emissions from any kraft pulp recovery boiler established after July 1, 1971, shall not exceed an opacity of 35 percent when averaged over a six-minute period. period except that six-minute periods averaging not more than 89 percent opacity may occur not more than once in any hour nor more than four times in any 24-hour period. However, six-minute averaging periods may exceed 35 percent opacity if:

- (1) no six-minute period exceeds 89 percent opacity;
- (2) no more than one six-minute period exceeds 35 percent opacity in any one hour; and
- (3) no more than four six-minute periods exceed 35 percent opacity in any 24-hour period.

Where the presence of uncombined water vapor is the only reason for failure to meet this opacity limitation, this opacity limitation shall not apply.

Authority G.S. 143-215.3(a)(1); 143-215.107(a)(5).

.0509 PARTICULATES FROM MICA OR FELDSPAR PROCESSING PLANTS

(a) Emissions of particulate matter from the processing of mica or feldspar that are discharged from any chimney, stack, vent, or outlet into the atmosphere shall not exceed:

Actual Process Weight Rate In Tons/Hour	Allowable Emissions Rate For Particulate Matter In Lb/Hour
1	4.0
10	19.0
30	40.0
100	50.8
1,000	80.0
3,000 or greater	90.0

For process rates between 1 and 30 tons per hour, the The allowable emission rate for particulate matter from the processing of mica or feldspar that are discharged from any chimney, stack, vent, or outlet into the atmosphere shall be not exceed the level calculated by with the equation $E = 4$ times P to the 0.677 power $E = 4(P)^{0.677}$ calculated to three significant figures for process rates less than or equal to 30 tons per hour. For process rates between greater than 30 tons per hour but less than and 1,000 tons per hour, the allowable emission rate for particulate matter shall be not exceed the level calculated by with the equation $E = 20.421$ times P to the 0.1977 power. $E = 20.421(P)^{0.1977}$ calculated to three significant figures. For process rates between greater than or equal to 1,000 tons per hour and but less than 3,000 tons per hour, the allowable

emission rate for particulate matter shall be not exceed the level calculated by with the equation $E = 38.147 \times P^{0.1072}$ power. $E = 38.147(P)^{0.1072}$ calculated to three significant figures. The allowable emission rate shall be 90.0 pounds per hour for process weight rates equal to or greater than 3,000 tons per hour. E = For the purpose of these equations, "E" equals the allowable emission rate for particulate matter in lb/hour. P = pounds per hour and "P" equals the actual process weight rate in tons/hour; tons per hour.

(b) The owner or operator of the plant shall maintain dust control of the plant premises and access roads by paving, oil treatment, or other suitable measures. Fugitive non-process dust emissions shall be controlled by Rule .0540 of the Section.

(c) All stone crushing operations shall employ a water spray over the crusher or other dust control devices as may be approved by the commission. The owner or operator of any mica or feldspar plant shall:

- (1) use wet suppression at the crusher, and
- (2) control emissions from conveyors, screens, and transfer points,

such that the applicable opacity standards in Rule .0521 or .0524 of this Section are not exceeded.

Authority G.S. 143-215.3(a)(1); 143-215.107(a)(5).

.0510 PARTICULATES FROM SAND, GRAVEL, OR CRUSHED STONE OPERATIONS

(a) A person The owner or operator of a sand, gravel, or crushed stone operation shall not cause, allow, or permit any material to be produced, handled, transported or stockpiled without taking measures to reduce to a minimum any particulate matter from becoming airborne airborne, and in no case shall established to prevent the ambient air quality standards be for particulate matter, both PM10 and total suspended particulates, from being exceeded beyond the property line.

(b) The owner or operator of the plant shall maintain dust control of the plant premises and access roads which he controls by paving, oil treatment, or other suitable measures. Fugitive non-process dust emissions from sand, gravel, or crushed stone operations shall be controlled by Rule .0540 of this Section.

(c) All stone crushing operations shall employ a water spray over the crusher. The owner or operator of any sand, gravel, or crushed stone operation shall:

- (1) use wet suppression at the crusher, and
- (2) control emissions from conveyors, screens, and transfer points,

such that the applicable opacity standards in Rule .0521 or .0524 of this Section are not exceeded.

Authority G.S. 143-215.3(a)(1); 143-215.107(a)(5).

.0511 PARTICULATES FROM LIGHTWEIGHT AGGREGATE PROCESSES

(a) A person The owner or operator of a lightweight aggregate process shall not cause, allow, or permit any material to be produced, handled, transported or stockpiled without taking measures to reduce to a minimum any particulate matter

from becoming airborne. airborne to prevent the ambient air quality standards for particulate matter, both PM10 and total suspended particulates, from being exceeded beyond the property line.

(b) The owner or operator of the plant shall maintain dust control of the plant premises and access roads which he controls by paving, oil treatment, or other suitable measures. Fugitive non-process dust emissions from lightweight aggregate processes subject to this Rule shall be controlled by Rule .0540 of this Section.

(c) All stone crushing operations shall employ a water spray over the crusher. The owner or operator of any lightweight aggregate process shall:

- (1) use wet suppression at the crusher, and
- (2) control emissions from conveyors, screens, and transfer points,

such that the applicable opacity standards in Rule .0521 or .0524 of this Section are not exceeded.

(d) Particulate matter from any stack serving a any lightweight aggregate kiln or lightweight aggregate dryer shall be reduced by at least 95 percent by weight before being discharged to the atmosphere. The 95-percent reduction shall be by air pollution control devices.

Authority G.S. 143-215.3(a)(1); 143-215.107(a)(5).

.0513 PARTICULATES FROM PORTLAND CEMENT PLANTS

(a) Particulate matter from any Portland cement kiln shall shall:

- (1) be reduced by at least 99.7 percent by weight before being discharged to the atmosphere. The atmosphere; the 99.7-percent reduction shall be by air pollution control devices. devices; and
- (2) However, particulate matter discharged to the atmosphere shall not exceed 0.327 pounds/barrel. pounds per barrel.

(b) The emissions of particulate matter from any stacks, vent or outlets from all processes except Portland cement kilns shall be controlled by Regulation Rule .0515 of this Section.

Authority G.S. 143-215.3(a)(1); 143-215.107(a)(5).

.0514 PARTICULATES FROM FERROUS JOBBING FOUNDRIES

Particulate emissions from any ferrous jobbing foundry cupola existing before January 2, 1972 shall not exceed:

Process Weight In Lb/Hour	Maximum Allowable Emission Rate For Particulate In Lb/Hr
1,000	3.05
2,000	4.70
3,000	6.35
4,000	8.00
5,000	9.65
6,000	11.30
7,000	12.90
8,000	14.30

9,000	15.50
10,000	16.65
12,000	18.70
16,000	21.60
18,000	23.40
20,000	25.10

Any foundry existing before January 2, 1972, having a capacity greater than shown in the table and any new foundry, regardless of size, shall control comply with the particulate emissions in accordance with the emission limits specified in Regulation Paragraph (a) of Rule .0515 of this Section.

Authority G.S. 143-215.3(a)(1); 143-215.107(a)(5).

.0515 PARTICULATES FROM MISCELLANEOUS INDUSTRIAL PROCESSES

(a) Emissions of particulate matter from any stack, vent, or outlet of any industrial process for which no other emission control standards are applicable shall not exceed:

Process Weight	Allowable Emission Rate for Particulate Matter	Process Weight	Allowable Emission Rate for Particulate Matter
Lb/Hr	Ton/Hr	Lb/Hr	Lb/Hr
100	0.05	0.551	16,000
200	0.10	0.877	18,000
400	0.20	1.39	20,000
600	0.30	1.83	30,000
800	0.40	2.22	40,000
1,000	0.50	2.58	50,000
1,500	0.75	3.38	60,000
2,000	1.00	4.10	70,000
2,500	1.25	4.76	80,000
3,000	1.50	5.38	90,000
3,500	1.75	5.97	100,000
4,000	2.00	6.52	120,000
5,000	2.50	7.58	140,000
6,000	3.00	8.56	160,000
7,000	3.50	9.49	200,000
8,000	4.00	10.4	1,000,000
9,000	4.50	11.2	2,000,000
10,000	5.00	12.1	6,000,000
12,000	6.00	13.6	3,000

For process weight rates up to 60,000 lb/hr, The allowable emission rates for particulate matter from any stack, vent, or outlet of any industrial process for which no other emission control standards are applicable shall be not exceed the level calculated by with the equation $E = 4.10 \text{ times } P \text{ to the power of } 0.67$ $E = 4.10(P)^{0.67}$ calculated to three significant figures for process weight rates less than or equal to 60,000 pounds per hour. For process weight rates greater than 60,000 lb/hr, pounds per hour, the allowable emission rates for particulate matter shall be not exceed the level calculated by with the equation $E = 55.0 \text{ times } P \text{ to the power of } 0.11 \text{ minus } 40$ $E = 55.0(P)^{0.11} - 40$ calculated to three significant figures. For the purpose of these equations "E" equals the E= allowable emission rate for particulate matter in lb/hr. P= pounds per hour and "P" equals the process weight rate in tons/hr. tons per hour.

(b) Process weight per hour means the total weight of all materials introduced into any specific process that may cause any emission of particulate matter. Solid fuels charged are considered as part of the process weight, but liquid and gaseous fuels and combustion air are not. For a cyclical or batch operation, the process weight per hour is derived by dividing the total process weight by the number of hours in one complete operation from the beginning of any given process to the completion thereof, excluding any time during which the equipment is idle. For a continuous operation, the process weight per hour is derived by dividing the process weight for a typical period of time by the number of hours in that typical period of time.

Authority G.S. 143-215.3(a)(1); 143-215.107(a)(5).

.0521 CONTROL OF VISIBLE EMISSIONS

(a) Purpose. The intent of this Rule is to ~~promulgate rules pertaining to the prevention, abatement, prevent, abate~~ and control of emissions generated from fuel burning operations and other industrial processes where an emission can be reasonably expected to occur, except during startups made in accordance with according to procedures approved by the Commission under Rule .0535 of this Section.

(b) Scope. This Rule shall apply to all fuel burning sources and to other processes that may have a visible emission. However, sources subject to ~~an a visible~~ emission standard in Rules .0508, .0524, .1110, or .1111 of this Subchapter shall meet that standard: standard instead of the standard contained in this Rule.

(c) For sources ~~existing manufactured~~ as of July 1, 1971, visible emissions shall not be more than 40 percent opacity when averaged over a six-minute period. ~~period except that six-minute periods averaging not more than 90 percent opacity may occur not more than once in any hour nor more than four times in any 24-hour period. However, six-minute averaging periods may exceed 40 percent opacity if:~~

- (1) No six-minute period exceeds 90 percent opacity;
- (2) No more than one six-minute period exceeds 40 percent opacity in any hour; and
- (3) No more than four six-minute periods exceed 40 percent opacity in any 24-hour period.

(d) For sources ~~established manufactured~~ after July 1, 1971, visible emissions shall not be more than 20 percent opacity when averaged over a six-minute period. ~~period except that six-minute periods averaging not more than 87 percent opacity may occur not more than once in any hour nor more than four times in any 24-hour period. However, six-minute averaging periods may exceed 20 percent opacity if:~~

- (1) No six-minute period exceeds 87 percent opacity;
- (2) No more than one six-minute period exceeds 20 percent opacity in any hour; and
- (3) No more than four six-minute periods exceed 20 percent opacity in any 24-hour period.

(e) Where the presence of uncombined water is the only reason for failure of an emission to meet the limitations of Paragraph (c) or (d) of this Rule, those requirements shall not apply.

(f) Exception from Opacity Standard in Paragraph (d) of this Rule. ~~Sources established after July 1, 1971, may, subject to the following conditions, receive an exception from the opacity standard contained in Paragraph (d) of this Rule. These sources may produce emissions up to those allowed by Paragraph (c) of this Rule if: Sources subject to Paragraph (d) of this Rule may be allowed to comply with Paragraph (c) of this Rule if:~~

- (1) The owner or operator of the source demonstrates compliance with applicable particulate mass emissions standards; and
- (2) The owner or operator of the source submits necessary data to show that emissions up to those allowed by Paragraph (c) of this Rule will not violate any national ambient air quality standard.

The burden of proving these conditions shall be on the owner

or operator of the source and shall be approached in the following manner. The owner or operator of a source seeking an exception shall ~~make application apply~~ to the Director requesting this modification in its permit. The applicant shall submit the results of a source test within 90 days of application. Source testing shall be by the appropriate procedure as designated by ~~rule: rules in this Subchapter~~. During this ~~same~~ 90-day period the applicant shall submit data necessary to determine show that emissions up to those allowed by Paragraph (c) of this Rule will not contravene ambient air quality standards. This evidence shall include, as a minimum, an inventory of past and projected emissions from the facility. In its review of ambient air quality, the Division of Environmental Management may require additional information that it considers necessary to assess the resulting ambient air quality. If the applicant can thus show that it will be in compliance both with particulate mass emissions standards and ambient air quality standards, ~~the Director shall modify the his~~ permit shall be modified to allow emissions up to those allowed by Paragraph (c) of this Rule.

Authority G.S. 143-215.3(a)(1); 143-215.107(a)(5).

.0540 PARTICULATES FROM FUGITIVE NON-PROCESS DUST EMISSION SOURCES

(a) For the purpose of this Rule the following definitions shall apply:

- (1) "Fugitive non-process dust emission" means particulate matter that is not collected by a capture system and is generated from areas such as pit areas, process areas, haul roads, stockpiles, and plant roads.
- (2) "Substantive complaints" means complaints that are verified with physical evidence acceptable to the Division.

(b) The owner or operator of a facility required to have a permit under 15A NCAC 2Q or of a source subject to a requirement under 15A NCAC 2D shall not cause or allow fugitive non-process dust emissions to cause or contribute to substantive complaints.

(c) If fugitive non-process dust emissions from a facility required to have a permit under 15A NCAC 2Q or subject to a requirement under 15A NCAC 2D cause or contribute to substantive complaints, the owner or operator of the facility shall:

- (1) within 30 days upon receipt of written notification from the Director of a second substantive complaint in a 12-month period, submit to the Director a written description describing what has been done and what will be done to reduce fugitive non-process dust emissions from that part of the facility that caused the second substantive complaint;
- (2) within 90 days of receipt of written notification from the Director of a second substantive complaint in a 12-month period, submit to the Director a control plan as described in Paragraph (e) of this Rule; and
- (3) within 30 days after the Director approves the plan,

be in compliance with the plan.

(d) The Director may require that the owner or operator of a facility covered by Paragraph (b) of this Rule, develop and submit a fugitive non-process dust control plan as described in Paragraph (e) of this Rule if:

- (1) ambient air quality measurements or dispersion modeling acceptable to the Division show violation or a potential for a violation of an ambient air quality standard for particulates in 15A NCAC 2D .0400; or
- (2) if the Division observes fugitive non-process dust emissions from the facility beyond the property boundaries.

The control plan shall be submitted to the Director no later than 90 days after notification. The facility shall be in compliance with the plan within 30 days after the Director approves the plan.

(e) The fugitive dust control plan shall:

- (1) identify the sources of fugitive non-process dust emissions within the facility;
- (2) describe how fugitive non-process dust will be controlled from each identified source;
- (3) contain a schedule by which the plan will be implemented;
- (4) describe how the plan will be implemented, including training of facility personnel; and
- (5) describe methods to verify compliance with the plan.

(f) The Director shall approve the plan if he finds that:

- (1) the plan contains all required elements in Paragraph (e) of this Rule;
- (2) the proposed schedule contained in the plan will reduce fugitive non-process dust emissions in a timely manner;
- (3) the methods used to control fugitive non-process dust emissions are sufficient to prevent fugitive non-process dust emissions from causing or contributing to a violation of the ambient air quality standards for particulates; and
- (4) the described compliance verification methods are sufficient to verify compliance with the plan.

If the Director finds that the proposed plan does not meet the requirements of this Paragraph he shall notify the owner or operator of the facility of any deficiencies in the proposed plan. The owner or operator shall have 30 days after receiving written notification from the Director to correct the deficiencies.

(g) If after a plan has been implemented, the Director finds that the plan inadequately controls fugitive non-process dust emissions, he shall require the owner or operator of the facility to correct the deficiencies in the plan. Within 90 days after receiving written notification from the Director identifying the deficiency, the owner or operator of the facility shall submit a revision to his plan to correct the deficiencies.

Authority G.S. 143-215.3(a)(1); 143-215.107(a)(5); 143-215.108(c)(7).

COMPOUNDS

.0914 DETERMINATION OF VOC EMISSION CONTROL SYSTEM EFFICIENCY

(a) The provisions of this Regulation Rule are generally applicable, in accordance with Regulation Rule .0912 of this Section, to any test method employed to determine the collection or control efficiency of any device or system designed, installed, and operated for the purpose of reducing volatile compound emissions.

(b) The following procedures shall be used to determine efficiency:

- (1) The volatile organic compound containing material shall be sampled and analyzed in a manner approved by the director such that the quantity of emissions that could result from the use of the material can be quantified.
- (2) The efficiency of any capture system used to transport the volatile organic compound emissions from their point of origination to the control equipment shall be computed using accepted engineering practice and in a manner approved by the director.
- (3) Samples of the gas stream containing volatile organic compounds shall be taken simultaneously at the inlet and outlet of the emissions control device in a manner approved by the director.
- (4) The total combustible carbon content of the samples shall be determined by a method described in Regulation .0939 of this Section or a method approved by the director.
- (5) The efficiency of the control device shall be expressed as the fraction of total combustible carbon content reduction achieved.
- (6) The volatile organic compound mass emission rate shall be the sum of emissions from the control device and emissions not collected by the capture system and capture system losses: system.

(c) The methods approved by the director under Paragraph (b) of this Regulation shall be made available upon request to the public by the director.

(c) Capture efficiency performance of volatile organic compound emission control systems shall be determined using the EPA recommended capture efficiency protocols and test methods as described in the EPA document, EMTIC GD-035, "Guidelines for Determining Capture Efficiency".

(d) The EPA document, EMTIC GD-035, "Guidelines for Determining Capture Efficiency" cited in this Rule is hereby incorporated by reference including any subsequent amendments or editions. A copy of this document is available for inspection at the Regional Offices of the North Carolina Department of Environment and Natural Resources (Addresses are given in Rule .0103 of this Subchapter). Copies of this document may be obtained by downloading a text file from the EPA TTN 2000 home page through the EMTIC (Emission Measurement Technical Information) technical information area at <http://ttnwvw.rtpnc.epa.gov/html/emtic/guidlnd.htm>.

SECTION .0900 - VOLATILE ORGANIC

Authority G.S. 143-215.3(a)(1); 143-215.68; 143-215.107(a)(5).

.0927 BULK GASOLINE TERMINALS

(a) For the purpose of this Rule, the following definitions apply:

- (1) "Bulk gasoline terminal" means:
 - (A) breakout tanks of an interstate oil pipeline facility; or
 - (B) a gasoline storage facility which usually receives gasoline from refineries primarily by pipeline, ship, or barge; and delivers gasoline to bulk gasoline plants or to commercial or retail accounts primarily by tank truck; and has an average daily throughput of more than 20,000 gallons of gasoline.
- (2) ~~"Gasoline" means a petroleum distillate having a Reid vapor pressure of four psia or greater.~~
- (3) ~~(2) "Breakout tank" means a tank used to:~~
 - (A) relieve surges in a hazardous liquid pipeline system, or
 - (B) receive and store hazardous liquids transported by pipeline for reinjection and continued transport by pipeline.
- (4) ~~(3) "Gasoline" means a petroleum distillate having a Reid vapor pressure of four psia or greater.~~
- ~~(4) "Contact deck" means a deck in an internal floating roof tank that rises and falls with the liquid level and floats in direct contact with the liquid surface.~~
- (b) This Rule applies to bulk gasoline terminals and the appurtenant equipment necessary to load the tank truck or trailer compartments.
- (c) Gasoline shall not be loaded into any tank trucks or trailers from any bulk gasoline terminal unless:
 - (1) The bulk gasoline terminal is equipped with a vapor control system that prevents the emissions of volatile organic compounds from exceeding: ~~exceeding~~
 - (A) ~~80 milligrams per liter (4.7 grains per gallon) of gasoline loaded for control systems installed before December 1, 1992 until December 1, 1995 or the next major modification, whichever occurs first; after December 1, 1995 or at the next major modification, these control systems shall prevent emissions of volatile organic compounds from exceeding 35 milligrams per liter of gasoline loaded;~~
 - (B) ~~35 milligrams per liter for control systems installed after December 1, 1992, and that is properly installed, in good working order, and in operation: liter.~~ The owner or operator shall obtain from the manufacturer and maintain in his records a pre-installation certification stating the vapor control efficiency of the system in use;
 - (2) Displaced vapors and gases are vented only to the vapor control system or to a flare;
- (3) A means is provided to prevent liquid drainage from the loading device when it is not in use or to accomplish complete drainage before the loading device is disconnected; and
- (4) All loading and vapor lines are equipped with fittings which make vapor-tight connections and which are automatically and immediately closed upon disconnection.
- (d) Sources regulated by Paragraph (b) of this Rule shall not:
 - (1) allow gasoline to be discarded in sewers or stored in open containers or handled in any manner that would result in evaporation, or
 - (2) allow the pressure in the vapor collection system to exceed the tank truck or trailer pressure relief settings.
- (e) The owner or operator of a bulk gasoline terminal shall paint all tanks used for gasoline storage white or silver at the next scheduled painting or by December 1, 2002, whichever occurs first.
- (f) The owner or operator of a bulk gasoline terminal shall install on each external floating roof tank with an inside diameter of 100 feet or less used to store gasoline a self-supporting roof, such as a geodesic dome, at the next time that the tank is taken out of service or by December 1, 2002, whichever occurs first.
- (g) The following equipment shall be required on all ~~new~~ tanks storing gasoline at a bulk gasoline terminal ~~when put into service and shall be required on all existing tanks storing gasoline at a bulk gasoline terminal by December 1, 1995: terminal;~~
 - (1) rim-mounted secondary seals on all external and internal floating roof tanks,
 - (2) ~~welded seams where possible, otherwise gaskets on roof and deck fittings, and~~
 - (3) floats in the slotted guide poles with a gasket around the cover of the poles.
- (h) ~~Decks shall be required on all above ground tanks with a capacity greater than 75 cubic meters storing gasoline at a bulk gasoline terminal. All decks installed after June 30, 1998 shall comply with the following requirements:~~
 - (1) ~~deck seams shall be welded, bolted or riveted, and~~
 - (2) ~~seams on bolted contact decks and on riveted contact decks shall be gasketed.~~
- (i) If, upon facility or operational modification of a bulk gasoline terminal that existed before December 1, 1992, an increase in benzene emissions results such that:
 - (1) emissions of volatile organic compounds increase by more than 25 tons cumulative at any time during the five years following modifications; and
 - (2) annual emissions of benzene from the cluster where the bulk gasoline terminal is located (including the pipeline and marketing terminals served by the pipeline) exceed benzene emissions from that cluster based upon calendar year 1991 gasoline throughput and application of the requirements of this Subchapter,

the annual increase in benzene emissions due to the

modification shall be offset within the cluster by reduction in benzene emissions beyond that otherwise achieved as a result of compliance with this Rule, in the ratio of at least 1.3 to 1.

(f)(1) The owner or operators of a bulk gasoline terminal that has been permitted received an air permit before December 1, 1992, to emit toxic air pollutants under 15A NCAC 2H .0610 to comply with Section .1100 of this Subchapter shall continue to adhere to all terms and conditions of the permit issued under 15A NCAC 2H .0610 and to bring the terminal into compliance with Section .1100 of this Subchapter in accordance with the terms and conditions of the permit, in which case the bulk gasoline terminal shall continue to need a permit to emit toxic air pollutants and shall be exempted from Paragraphs (e) through (h) of this Rule.

(f)(2) Within one year after December 1, 1996, the Director shall determine the incremental ambient benzene levels at the fence line of any bulk gasoline terminal cluster resulting from benzene emissions from such cluster and shall report his findings to the Commission.

(f)(3) The owner or operator of any bulk gasoline terminal subject to this Rule that begins construction or is in operation before December 1, 1992, shall submit:

- (1) documentation that the control system meets the limit of 35 milligrams per liter required under Paragraph (c) of this Rule and that the requirements of Paragraph (g) of this Rule have been met, or
- (2) a compliance schedule by which the bulk gasoline terminal shall come into compliance by December 1, 1995, with Paragraphs (c) or (g) of this Rule.

(f)(4) The owner or operator of a bulk gasoline terminal shall not load, or allow to be loaded, gasoline into any truck tank or trailer unless the truck tank or trailer has been certified leak tight in accordance with Rule .0932 of this Section within the last 12 months.

Authority G.S. 143-215.3(a)(1); 143-215.107(a)(5).

.0938 PERCHLOROETHYLENE DRY CLEANING SYSTEM

(a) For the purpose of this Regulation, "dry cleaning facility" means any facility engaged in the cleaning of fabrics in an essentially nonaqueous solvent by means of one or more washes in solvent, extraction of excess solvent by spinning, and drying by tumbling in an airstream. The facility includes but is not limited to any washer, dryer, filter and purification systems, waste disposal systems, holding tanks, pumps, and attendant piping and valves.

(b) This Regulation applies to perchloroethylene dry cleaning facilities.

(c) This Regulation does not apply to perchloroethylene dry cleaning facilities that are coin-operated.

(d) The owner or operator of a perchloroethylene dry cleaning facility subject to this Regulation shall not cause, allow or permit:

- (1) any liquid leakage of organic solvent from the system;
- (2) gaseous leakage in excess of 100 parts per million;

- (3) with the exception stated in Paragraph (e) of this Regulation, the operation of the system unless:
 - (A) The entire dryer exhaust is vented through a properly functioning carbon absorber or equally effective control device; and
 - (B) The maximum organic solvent concentration in the exhaust from the dryer control device is not more than 100 parts per million by volume before dilution; and
- (4) the operation of filtration or distillation system unless it meets specifications described under Paragraph (f) of this Regulation.

(e) Where an adsorber cannot be accommodated because of inadequate space or where no or insufficient steam capacity is available to desorb the adsorber, the perchloroethylene dry cleaning systems shall be exempted from Subparagraph (d)(3) of this Regulation.

(f) The operation of a filtration or distillation system shall meet the following specifications:

- (1) The residue from any diatomaceous earth filter shall be cooked or treated so that wastes shall not contain more than 25 pounds of solvent per 100 pounds of wet waste material.
- (2) The residue from a solvent still shall not contain more than 60 pounds of solvent per 100 pounds of wet waste material.
- (3) Filtration cartridges shall be drained in the filter housing for at least 24 hours before being discarded; and if at all possible, the drained cartridges shall be dried in the dryer tumbler, or by other means as to prevent the emissions of volatile organic compounds to the atmosphere.
- (4) For all other filtration or distillation systems, waste losses shall not exceed one pound of solvent per 100 pounds of clothes cleaned.

(g) Compliance shall be determined by using the following procedures:

- (1) Liquid leakage shall be determined by visual inspection of the following sources:
 - (A) hose connections, unions, couplings, and valves;
 - (B) machine door gasket and seating;
 - (C) filter head gasket and seating;
 - (D) pumps;
 - (E) base tanks and storage containers;
 - (F) water separators;
 - (G) filter sludge recovery;
 - (H) distillation unit;
 - (I) divertor valves;
 - (J) saturated lint from lint basket; and
 - (K) cartridge filters;
- (2) Dryer exhaust concentration shall be determined by Regulation .0939 of this Section; and
- (3) The amount of solvent in the residue from the earth filters and solvent stills shall be determined by Regulation .0942 of this Section.

Authority G.S. 143-215.3(a)(1); 143-215.107(a)(5).

**.0953 VAPOR RETURN PIPING FOR STAGE II
VAPOR RECOVERY**

(a) Applicability. This Rule applies to any facility located in Davidson, Durham, Forsyth, Gaston, Guilford, Mecklenburg, or Wake counties or the Dutchville Township in Granville county or that portion of Davie county that is bounded by the Yadkin River, Dutchman's Creek, NC Highway 801, Fulton Creek and back to the Yadkin River:

- (1) that is built after June 30, 1994, or
- (2) whose tanks are replaced or removed for upgrades or repairs after June 30, 1994.

When a new tank is added, the new tank shall comply with this Rule.

(b) Exemptions. The burden of proof of eligibility for exemption from this Rule is on the owner or operator of the facility. Persons seeking an exemption from this Rule shall maintain adequate records of throughput and shall furnish these records to the Director upon request. These records shall be maintained on file for three years. The following facilities are exempt from this Rule based upon the previous two years records:

- (1) any facility which dispenses less than 10,000 gallons of gasoline per calendar month;
- (2) any facility which dispenses less than 50,000 gallons of gasoline per calendar month and is an independent small business marketer of gasoline;
- (3) any facility which dispenses gasoline exclusively for refueling marine vehicles, aircraft, farm equipment, and emergency vehicles; or
- (4) any tanks used exclusively to test the fuel dispensing meters.

Any facility that ever exceeds the exemptions given in Subparagraphs (1), (2), (3), or (4) of this Paragraph shall be subject to all of the provisions of this Rule in accordance with the schedule given in Paragraph (e) of this Rule, and shall remain subject to these provisions even if the facility's later operation meets the exemption requirements.

(c) Definitions. For the purpose of this Rule, the following definitions apply:

- (1) "Affected Facility" means any gasoline service station or gasoline dispensing facility subject to the requirements of this Rule.
- (2) "CARB" means the California Air Resources Board.
- (3) "Certified Stage II Vapor Recovery System" means any system certified by the California Air Resources Board as having a vapor recovery or removal efficiency of at least 95 percent by weight.
- (4) "Facility" means any gasoline service station or gasoline dispensing facility.
- (5) "ISBM" means independent small business marketer.
- (6) "Independent Small Business Marketer of Gasoline" means a facility that qualifies under Section 324 of the Federal Clean Air Act.
- (7) "Operator" means any person who leases, operates, controls, or supervises a facility at which gasoline is

dispensed.

- (8) "Owner" means any person who has legal or equitable title to the gasoline storage tank at a facility.
- (9) "Stage II Vapor Recovery" means the control of gasoline vapor at the vehicle fill-pipe, where the vapors are captured and returned to a vapor-tight underground storage tank or are captured and destroyed.
- (10) "Throughput" means the amount of gasoline dispensed at a facility during any calendar month.
- (11) "Vapor Recovery Dispenser Riser" means piping rising from the vapor recovery piping to the dispenser.
- (12) "Vapor Recovery Piping" means vapor return piping connecting the storage tank(s) with the vapor recovery dispenser riser(s).

(d) Requirements. Affected facilities shall install the necessary piping for future installation of CARB certified Stage II vapor recovery system. The vapor piping shall extend from the tanks to the pumps. The vapor piping shall be installed in accordance with the following requirements:

- (1) Gasoline vapors shall be:
 - (A) transferred from each gasoline dispenser to the underground storage tank individually, or
 - (B) manifolded through a common header from which a single return line is connected through another manifold to all of the underground tanks.

Each vapor return pipe shall allow the transfer of gasoline vapors to the tank from which the liquid gasoline is being drawn;

- (2) Pipe diameter shall meet manufacturer's specifications. If the manufacturer does not specify diameters, the following minimum pipe diameters apply. If the manufacturer only specifies diameters for part of the system, the following diameters apply for the pipe(s) not specified. All fittings, connectors, and joints shall have an inside diameter equal to the inside diameter of the pipe it is attached to. The following diameters are specified for the number of nozzles which may be operated at the same time;

- (A) Vapor Recovery Dispenser Risers
 - (i) 3/4" for vapor recovery dispenser risers returning vapors from 1 nozzle; or
 - (ii) 1" for vapor recovery dispenser risers returning vapors from 2 nozzles;
- (B) Vapor Recovery Piping
 - (i) ~~Two inches for one, two, or three nozzles;~~
 - (ii) ~~Two and one half inches for four or five nozzles;~~
 - (iii) ~~Three inches for six, seven, eight, or nine nozzles;~~
 - (iv) ~~Three and one half inches for 10, 11, or 12 nozzles; or~~
 - (v) ~~Four inches for more than 12 nozzles;~~

- (i) At least two inches for 6 or fewer nozzles; or
- (ii) At least three inches for more than 6 nozzles.

(3) All piping and fittings shall be installed in accordance with manufacturer's instructions and specifications. Metal pipe shall be minimum schedule 40 welded or seamless steel per ASTM A-53, "Specification for Pipe, Steel, Black and Hot-Dipped, Zinc-Coated Welded and Seamless Pipe". Fittings shall be 150 pounds cold water screwed malleable iron. Pipe and fittings shall be galvanized and pipe threads shall be zinc-coated. Nonmetallic pipes and fittings shall be U/L listed under nonmetallic primary pipes and fittings for underground flammable liquids (gas and oil equipment directory);

(4) Each vapor return pipe shall slope towards the storage tank with a minimum grade of $\frac{1}{4}$ $\frac{1}{8}$ inches per foot. No low points or sags shall exist along the return piping;

(5) All vapor return and vent piping shall be provided with flexible joints or swing joints at each tank connection and at the base of the vent pipe riser where it fastens to a building or other structure;

(6) All vapor return pipe-trenching shall be compacted to 90 percent of the standard proctor according to ASTM D-698 "Laboratory Compaction Characteristics of Soil Using Standard Effort" of the area soil before the pipes are installed and back-filled with sand or other material approved by the pipe manufacturer at least six inches below and above the piping;

(7) The pipes shall not be driven over or in any other way crushed prior to paving or surfacing;

(8) The vapor return piping or manifolded piping on a vacuum assisted system shall enter a separate opening to the tank from that connected to the vent pipe or the Stage I piping;

(9) All vapor return piping shall be tagged at the termination point recording the function of the piping. In addition, a record of the installation of the Stage II vapor return piping shall be kept in the facility;

(10) Vent piping shall be constructed of materials in accordance with Subparagraph (3) of this Paragraph;

(11) All vent pipes shall be a minimum of two inches inside diameter or meet the local Fire Codes; and

(12) All vent pipes shall slope towards the underground storage tank with a grade of at least $\frac{1}{4}$ $\frac{1}{8}$ inch per linear foot.

(e) Compliance Schedule. Compliance under Paragraph (d) of this Rule by the affected facility shall coincide with the completion of the tank installation or repair. Facilities that lose their exemption under Paragraph (b) of this Rule shall comply with this Rule within 18 months after the day the owner or operator of the facility has been notified by the Director that his

exemption under Paragraph (b) of this Rule has been revoked. The owner or operator of a facility shall notify the Director within 60 days after the day the facility has exceeded the exemptions under Paragraph (b) of this Rule. Facilities that lose their exemption under Paragraph (b) of this Rule shall comply with this Rule within 18 months after the day the owner or operator of the facility has notified the Director that the facility has exceeded its exemption under Paragraph (b) of this Rule.

(f) Testing Requirements.

- (1) Within 30 days after installation of the vapor return piping, the owner or operator of the facility shall submit reports of the following tests to be completed as described in EPA-450/3-91-022b:
 - (A) Bay Area Source Test Procedure ST-30, Leak Test Procedure, or San Diego Test Procedure TP-91-1, Pressure Decay/Leak Test Procedure, and
 - (B) Bay Area Source Test Procedure ST-27, Dynamic Back Pressure, or San Diego Test Procedure TP-91-2, Pressure Drop vs Flow/Liquid Blockage Test Procedure.
- (2) Testing shall be in accordance with Rule .0912 of this Section.
- (3) The owner or operator of the facility shall notify the Regional Office Supervisor by telephone at least five business days before back-filling the trenches and at least 10 business days before the tests given in Subparagraph (1) of this Paragraph are to be performed to allow inspection by the Division. The owner or operator may commence back-filling five days after notification has been given to the Division.
- (4) The owner or operator of the facility and the test contractor shall report all test failures to the Regional Office Supervisor within 24 hours of the failure.
- (5) The Director may require the owner or operator of the facility to perform any of the tests in Subparagraph (1) of this Paragraph if there are any modifications or repairs.
- (6) Where the Division conducts a test on the vapor control system, it shall be without compensating the owner or operator of the facility for any lost revenues incurred due to the testing procedure.

(g) Referenced documents.

- (1) EPA-450/3-91-022b, "Technical Guidance - Stage II Vapor Recovery Systems for Control of Vehicle Refueling Emissions at Gasoline Dispensing Facilities, Volume II: Appendices", November 1991, cited in this Rule is hereby incorporated by reference and does not include subsequent amendments or editions. A copy of this document is available for inspection at the Regional Offices of the North Carolina Department of Environment, Health, and Natural Resources (Addresses are given in Rule .0103 of this Subchapter). Copies of this document may be obtained through the Library Services Office (MD-35), U. S. Environmental Protection Agency.

Research Triangle Park or National Technical Information Services (NTIS), 5285 Port Royal Road, Springfield VA 22161. The NTIS number for this document is PB-92132851, and the cost is fifty-two dollars (\$52.00).

(2) The American Society for Testing and Materials (ASTM) specification and test methods cited in this Rule are hereby incorporated by reference including any subsequent amendments and editions. A copy of the ASTM specification and test method can be obtained from the Air Quality Section, Division of Environmental Management, P.O. Box 29525, Raleigh, North Carolina 27626, at no cost.

Authority G.S. 143-215.3(a)(1); 143-215.107(a); 150B-21.6.

SUBCHAPTER 2Q - AIR QUALITY PERMIT PROCEDURES

SECTION .0200 - PERMIT FEES

.0201 APPLICABILITY

(a) ~~With the exceptions in Paragraphs (b), (d), and (e) of this Rule, this Section is applicable:~~

(1) as of the permit anniversary date on or after July 1, 1994, to facilities that have or will have actual

emissions of:

(A) 100 tons per year or more of particulate, sulfur dioxide, nitrogen oxides, volatile organic compounds, or carbon monoxide;

(B) 10 tons per year or more of at least one hazardous air pollutant; or

(C) 25 tons per year or more of all hazardous air pollutants combined; and

(2) as of the permit anniversary date on or after October 1, 1994, to all facilities other than the facilities described in Subparagraph (a)(1) of this Rule.

~~(b) The permit application fees in this Section are applicable on and after January 1, 1995.~~

~~(c) Before the applicability date of Paragraph (a) or (b) of this Rule, the fees of 15A NCAC 2H .0609 are in effect.~~

~~(d) (b) A general facility obtaining a permit under Rule .0509 of this Subchapter shall comply with provisions of this Section that are applicable to a Title V facility except that the fees are different as stated.~~

~~(e) (c) Rule .0207 of this Section is applicable to all facilities as of its effective date.~~

Authority G.S. 143-215.3(a)(1), (1a), (1b), (1d); 143-215.106A; 150B-21.6.

*This Section includes the Register Notice citation to Rules approved by the Rules Review Commission (RRC) at its meeting of September 18, 1997 pursuant to G.S. 150B-21.17(a)(1) and reported to the Joint Legislative Administrative Procedure Oversight Committee pursuant to G.S. 150B-21.16. The full text of rules are published below when the rules have been approved by RRC in a form different from that originally noticed in the Register or when no notice was required to be published in the Register. The rules published in full text are identified by an * in the listing of approved rules. Statutory Reference: G.S. 150B-21.17.*

These rules unless otherwise noted, will become effective on the 31st legislative day of the 1998 Short Session of the General Assembly or a later date if specified by the agency unless a bill is introduced before the 31st legislative day that specifically disapproves the rule. If a bill to disapprove a rule is not ratified, the rule will become effective either on the day the bill receives an unfavorable final action or the day the General Assembly adjourns. Statutory reference: G.S. 150B-21.3.

10 NCAC 03R .3031, approved by RRC on August 21, 1997, was incorrectly printed in the Register on October 1, 1997 (12:7 NCR 561) and the correct text is printed as follows:

TITLE 10 - DEPARTMENT OF HUMAN RESOURCES

CHAPTER 3 - FACILITY SERVICES

SUBCHAPTER 3R - CERTIFICATE OF NEED REGULATIONS

SECTION .3000 - PLANNING POLICIES AND NEED DETERMINATIONS

.3031 EQUIPMENT NEED DETERMINATIONS (REVIEW CATEGORY H)

It is determined that there is no need for the acquisition of heart-lung bypass machines, cardiac catheterization equipment and cardiac angioplasty equipment by anyone.

*History Note: Authority G.S. 131E-176(25); 131E-177(1); 131E-183(b);
Eff. August 1, 1998.*

APPROVED RULE CITATION

**REGISTER CITATION TO THE
NOTICE OF TEXT**

4	NCAC 06C	.0407*	11:29 NCR 2182
10	NCAC 26H	.0506*	11:29 NCR 2205
10	NCAC 42J	.0005*	11:30 NCR 2303
15A	NCAC 07H	.0208*	11:11 NCR 908
15A	NCAC 07H	.1204*	11:11 NCR 918
15A	NCAC 08F	.0101*	11:28 NCR 2123
15A	NCAC 08F	.0202*	11:28 NCR 2125
15A	NCAC 08F	.0301*	11:28 NCR 2126
15A	NCAC 08F	.0401- .0402*	11:28 NCR 2126
15A	NCAC 08F	.0404	11:28 NCR 2127
15A	NCAC 08F	.0405 - .0407*	11:28 NCR 2128
15A	NCAC 08F	.0501*	11:28 NCR 2128
15A	NCAC 08F	.0502 - .0504	11:28 NCR 2129
15A	NCAC 08F	.0505*	11:28 NCR 2129
15A	NCAC 08F	.0506	11:28 NCR 2129
15A	NCAC 10F	.0308	11:29 NCR 2206
15A	NCAC 10F	.0330* Amended Eff. 10-1-97	not required, G.S. 150B-21.5(a)(5)
15A	NCAC 10F	.0339	11:29 NCR 2207
21	NCAC 16B	.0303	11:25 NCR 1915
21	NCAC 16I	.0003	11:25 NCR 1916
21	NCAC 16I	.0006	11:25 NCR 1916
21	NCAC 16M	.0001	11:25 NCR 1916

21	NCAC 16R	.0004	11:25 NCR 1916
21	NCAC 42B	.0107	11:18 NCR 1917
25	NCAC 01D	.2501	11:19 NCR 1430
25	NCAC 01D	.2503*	11:19 NCR 1430
25	NCAC 01D	.2504 - .2505	11:19 NCR 1430
25	NCAC 01D	.2507*	11:19 NCR 1430
25	NCAC 01D	.2508 - .2509	11:19 NCR 1431
25	NCAC 01D	.2511*	11:19 NCR 1431
25	NCAC 01D	.2513 - .2514*	11:19 NCR 1432
25	NCAC 01E	.0705*	11:19 NCR 1434
25	NCAC 01E	.0707*	11:19 NCR 1434
25	NCAC 01E	.0709	11:19 NCR 1435

TITLE 4 - DEPARTMENT OF COMMERCE**CHAPTER 6 - CREDIT UNION DIVISION****SUBCHAPTER 6C - CREDIT UNIONS****SECTION .0400 - LOANS****.0407 BUSINESS LOANS**

(a) Prohibited fees. A North Carolina credit union shall not make any loan or extend any line of credit if, either directly or indirectly, any commission, fee or other compensation is to be received by the Credit Union's directors, committee members, senior management employees, loan officers, or any immediate family members of such individuals, in connection with underwriting, insuring, servicing or collecting the loan or line of credit. However, salary (except commissions) for employees is not prohibited by this Section. For purposes of this Section, "senior management employees" means the Credit Union's chief executive officer (typically this individual holds the title of President or Treasurer/Manager), any assistant chief executive officers (e.g., Assistant President, Vice President or Assistant Treasurer/Manager), and the chief financial officer (Comptroller), and "immediate family member" means a spouse or other family member living in the same household.

(b) Member Business Loans.

(1) Definitions:

(A) Member business loans mean any loan, line of credit, or letter of credit, the proceeds of which will be used for commercial, corporate, business, investment property or venture, or agriculture purpose, except that the following shall not be considered member business loans for purposes of this Section:

- (i) A loan or loans fully secured by a lien on a one to four family dwelling that is the member's primary residence.
- (ii) A loan that is fully secured by shares in the credit union or deposits in other financial institutions.
- (iii) A loan meeting the general definition of member business loans under Part (b)(1)(A) of this Rule, and, made to a

borrower or an associated member, which, when added to other such loans to the borrower or associated member, is less than fifty thousand dollars (\$50,000).

(iv) A loan, the repayment of which is fully insured or fully guaranteed by, or where there is an advance commitment to purchase in full by, any agency of the federal government or of a state or any of its political subdivisions.

(v) A loan granted by a corporate credit union operating under the provisions of the North Carolina General Statutes to another credit union.

(B) Reserves means reserve fund, undivided earnings, current earnings, and excludes the Allowance for Loan Losses.

(C) Associated Member means any member with a shared ownership, investment or other pecuniary interest in a business or commercial endeavor with the borrower.

(D) Immediate Family Member means a spouse, or other family member living in the same household.

(E) Loan-to-Value (LTV) ratio means the quotient of the aggregate amount of all sums borrowed from all sources on an item of collateral divided by the market value of the collateral used to secure the loan.

(F) Construction or development loan means a financing arrangement for the purpose of acquisition of property or rights to property or rights to property including land or structures with the intent of conversion into income-producing property including residential housing for rental or sale, commercial or industrial use, or a similar use.

(2) Requirements. Member business loans, as defined in Part (b)(1)(A) of this Rule may be made by credit unions only in accordance with the applicable provisions of Rule .0409 and .0205(d) and the following additional requirements:

(A) Written loan policies. The Board of Directors must adopt specific business loan policies and review them at least annually. The policies shall, at a minimum, address the following:

- (i) Types of business loans that will be made;
- (ii) The credit union's trade area for business loans;
- (iii) Maximum amount of credit union assets, in relation to reserves, that will be invested in business loans;
- (iv) Maximum amount of credit union assets, in relation to reserves, that will be invested in a given category or type of business loan;
- (v) Maximum amount of credit union assets, in relation to reserves, that will be loaned to any one member or group of associated members, subject to Subpart (b)(2)(C)(i) of this Rule;
- (vi) Qualifications and experience of personnel involved in making and administering business loans with a minimum of two years direct experience with this type of lending;
- (vii) Analysis of the ability of the borrower to repay the loan;
- (viii) Documentation supporting each request for an extension of credit or an increase in an existing loan or line of credit shall (except where the Board of Directors finds that such documentation requirements are not generally available for a particular type of business loan and states the reasons for those findings in the credit union's written policies) include the following: balance sheet, cash flow analysis, income statement, tax data, leveraging; comparison with industry averages; receipt and periodic updating of financial statements and other documentation; including tax returns;
- (ix) Collateral requirements, including loan-to-value ratios; appraisal, title search and insurance requirements; steps to be taken to secure various types of collateral; and how often the value and marketability of collateral is reevaluated;
- (x) Appropriate interest rates and maturities of business loans;
- (xi) Loan monitoring, servicing and follow-up procedures, including collection procedures;
- (xii) Provision for periodic disclosure to the credit union's members of the number and aggregate dollar amount of member business loans;

(B) Other policies. The following minimum limits and policies shall also be established in writing and reviewed at least annually for loans granted under this Section:

- (i) Loans shall be granted on a fully secured basis by collateral as follows:
 - (I) Second lien for LTV ratios of up to 70 percent;
 - (II) First lien for LTV ratios of up to 80 percent;
 - (III) First lien with a LTV ratio in excess of 80 percent shall be granted only where the value in excess of 80 percent is covered through acquisition of private mortgage, or equivalent type insurance provided by an insurer acceptable to the credit union or insurance or guarantees by or subject to advance commitment to purchase by, an agency of the federal government or of a state or any of its political subdivisions, and in no event shall the LTV ratio exceed 95 percent;
- (ii) Loans shall not be granted without the personal liability and guarantees of the principals (natural person members) except where the borrower is a not-for-profit organization as defined by the Internal Revenue Service Code (26 U.S.C. 501);
- (iii) All loans to non-natural persons, except to other credit unions, must be secured as required in Chapter 54-109.27 of the North Carolina General Statutes.

(C) Loan Limits.

- (i) Unless a greater amount is approved by the Administrator based on the factors set out in Subpart (b)(2)(C)(ii) of this Rule with the concurrence of the Regional Director of the National Credit Union Administration, the aggregate amount of outstanding member business loans to any one member or group of associated members shall not exceed 15 percent of the credit union's reserves (less the Allowance for Loan Losses account), or

seventy-five thousand dollars (\$75,000) whichever is higher. If any portion of a member business loan is secured by shares in the credit union, or deposits in another financial institution, or fully or partially insured or guaranteed by, or subject to an advance commitment to purchase by, any agency of the federal government or of a state or any of its political subdivisions, such portion shall not be calculated in determining the 15 percent limit.

(ii) Exceptions. Credit unions seeking an exception from the limits of Subpart (b)(2)(C)(i) or Subparagraph (b)(3) of this Rule must present the Administrator of Credit Unions and the Regional Director of the National Credit Union Administration with, at a minimum; the higher limit sought; an explanation of the need by the members to raise the limit and ability of the credit union to manage this activity; an analysis of the credit union's prior experience making member business loans; and a copy of its business lending policy. The analysis of credit union experience in making member business loans shall document the history of loan losses, loan delinquency, volume and cyclical or seasonal patterns, diversification, concentrations of credit to one borrower or group of associated borrowers in excess of 15 percent of reserves (less the Allowance of Loan Losses account), underwriting standards and practices, types of loans grouped by purpose and collateral and qualifications of personnel responsible for underwriting and administering member business loans. The credit union must have written approval of the Administrator of Credit Unions and the Regional Director of the National Credit Union Administration to exceed the limitations contained in this Rule.

(iii) Maturity. Member business loans shall be granted for periods consistent with the purpose, security, creditworthiness of the borrower and sound lending policies.

(iv) Monitoring requirement. Credit unions with member business loans in excess of 100 percent of reserves (less the Allowance for Loan Losses account) shall submit the following information regarding member business loans to the

Administrator on a quarterly basis: the aggregate total of loans outstanding; the amount of loans delinquent in excess of 30 days; the balance of the allowance for member business loan losses; the aggregate total of all concentrations of credit to one borrower or group of associated borrowers in excess of 15 percent of reserves (less the Allowance for Loan Losses account); the total number and amount of all construction, development or speculative loans; and any other information pertinent to the safe and sound condition of the member business loan portfolio.

(D) Allowance for loan losses.

(i) The determination whether a member business loan will be classified as substandard, doubtful, or loss, for purposes of the valuation allowance for loan losses, will rely on factors not limited to the delinquency of the loan. Nondelinquent loans may be classified depending on an evaluation of factors, including but not limited to, the adequacy of analysis and documentation.

(ii) Loans classified shall be reserved as follows:

(I) Substandard loans at ten percent of outstanding amount unless other factors (e.g. history of such loans at the Credit Union) indicate a greater or lesser amount is appropriate. Loans classified as substandard loans are inadequately protected by the current sound worth and paying capacity of the obligor or of the collateral pledged, if any. Loans classified must have a well-defined weakness or weaknesses that jeopardize the liquidation of the debt. They are characterized by the distinct possibility that the Credit Union will sustain some loss if the deficiencies are not corrected. Loss potential, while existing in the aggregate amount of substandard loans, does not have to exist in individual loans classified substandard.

(II) Doubtful loans at 50 percent of outstanding amount. Loans classified as doubtful loans have all the weaknesses inherent in

ones classified substandard, with the added characteristic that the weaknesses make collection or liquidation in full, on the basis of currently existing facts, conditions, and values, highly questionable and improbable. The possibility of loss is extremely high, but because of certain important and reasonably specific pending factors which may work to the advantage and strengthening of the loan its classification as an estimated loss is deferred until its more exact status is determined. Pending factors include: proposed merger, acquisition, or liquidation actions, capital injection, perfecting liens on additional collateral, and refinancing plans.

(III) Loss loans at 100 percent of outstanding amount. Loans classified as loss loans are considered uncollectible and of such little value that their continuance as loans is not warranted. This classification does not necessarily mean that the loan has absolutely no recovery or salvage value, but rather it is not practical or desirable to defer writing off this basically worthless asset even though partial recovery may occur in the future.

(3) Construction and development lending. Loans granted under this Section to finance the construction or development of commercial or residential property shall be subject to the following additional provisions:

(A) The aggregate of all such loans, excluding any portion of a loan secured by shares in the credit union, or deposits in another financial institution, or fully or partially insured or guaranteed by, or subject to an advance commitment to purchase by, any agency of the Federal Government or of a State or any of its political subdivisions, shall not exceed 15 percent of reserves (less the Allowance for Loan Losses account);

(B) The borrower shall have a minimum of 35 percent equity interest in the project being financed;

(C) Funds for such projects shall be released following on-site inspections by independent credit union personnel, qualified as in Subpart (b)(2)(A)(vi) of this Rule in accordance with a draw schedule preapproved by the credit union.

(4) Prohibitions.

(A) Senior management employees. A credit union may not make member business loans to the following:

(i) Any member of the Board of Directors who is compensated as such;

(ii) The credit union's chief executive officer (typically this individual holds the title of President or Treasurer/Manager);

(iii) Any assistant chief executive officers (e.g. Assistant President, VicePresident or Assistant Treasurer/Manager);

(iv) The chief financial officer (Comptroller);

(v) Any associated member or immediate family member of the senior management employees listed in Subparagraphs (b)(4)(A)(i) thru (iv) of this Rule.

(B) Equity kickers/joint ventures. A credit union shall not grant a member business loan where a portion of the amount of income to be received by the credit union in conjunction with such loan is tied to the profit or sale of the business or commercial endeavor for which the loan is made.

(5) Recordkeeping. All loans, lines of credit, or letters of credit, the proceeds of which will be used for a commercial, corporate, business, investment property or venture, or agriculture purpose, shall be separately identified in the records of the credit union and reported as such in financial and statistical reports required by the Administrator in Subpart (b)(2)(C)(iv) of this Rule or the Regional Director of the National Credit Union Administration.

History Note: Authority G.S. 54-109.12; 54-109.21(25); 54-109.78; Federal Regulation NCUA 741.3; Eff. January 1, 1988; Amended Eff. August 1, 1998; March 2, 1992.

TITLE 10 - DEPARTMENT OF HUMAN RESOURCES**CHAPTER 26 - MEDICAL ASSISTANCE****SUBCHAPTER 26H - REIMBURSEMENT PLANS****SECTION .0500 - REIMBURSEMENT FOR SERVICES****.0506 PERSONAL CARE SERVICES**

(a) Payment for personal care services in recipient's home,

prescribed in accordance with a plan of treatment and provided by a qualified person under supervision of a registered nurse, shall be based on a negotiated hourly fee not to exceed reasonable cost.

(b) The Division of Medical Assistance will enter into contracts with private and public non-medical inpatient institutions using 42 CFR 434-12 for the provision of personal care services for State/County Special Assistance clients residing in adult care homes. The effective dates in Subparagraphs (b)(1) and (b)(2) are Health Care Financing Administration approval dates.

- (1) Effective August 1, 1995 reimbursement for private providers is determined by the Division of Medical Assistance based on a capitation per diem fee derived from review of industry costs and determination of reasonable costs with annual inflation adjustments. The initial basic per diem fee is based on one hour of services per patient day. Additional payments may be made utilizing the basic one hour per diem fee as a factor, for Medicaid eligibles that have a demonstrated need for additional care. The initial basic one hour fee is computed by determining the estimated salary, fringes, direct supervision and allowable overhead. The fee(s) may be recalculated from a cost reporting period selected by the state. Payments may not exceed the limits set in 42 CFR 447.361.
- (2) Effective January 1, 1996 public providers will be paid on an interim basis using the above method. Payments are to be cost settled with any overpayment repaid to the Division of Medical Assistance. No additional payment will be made due to cost settlement.
- (c) These changes to the Payment for Services Prospective Reimbursement Plan for Personal Care Services will become effective when the Health Care Financing Administration, U.S. Department of Health and Human Service, approves amendments submitted to HCFA by the Director of the Division of Medical Assistance as #MA 95-07 and #MA 95-33 wherein the Director proposes amendments of the State Plans to amend payment for services - Prospective Reimbursement Plan for Personal Care Services.

History Note: Authority G.S. 108A-25(b); 108A-54; 108A-55; 131D-4.1; 131D-4.2; 1995 S.L. c. 507, s. 23.10; 42 C.F.R. 440.170(f);

Eff. January 1, 1986;

Temporary Amendment Eff. April 22, 1996;

Temporary Amendment Eff. January 9, 1997;

Amended Eff. August 1, 1998.

CHAPTER 42 - INDIVIDUAL AND FAMILY SUPPORT

SUBCHAPTER 42J - HEALTH SUPPORT SERVICES

.0005 FUNDING FOR MEDICAL SERVICES

- (a) Title XIX (medicaid) shall be utilized as the first funding

option for medical services. County departments of social services electing to provide medical services as described in 10 NCAC 35E .0300 shall be responsible for the processing and payment of provider claims pursuant to those medical services authorized by the county.

(b) If individuals have health insurance which will cover all or part of the bill for medical services, the amount allowed under Title XX will be the difference between the insurance payment and the maximum amount which would be allowed at medicaid rates. If the individual's insurance pays more than the allowable medicaid rate no funds will be available from Title XX.

(c) Provider claims for authorized medical services must be filed within six months of the date of service.

History Note: Authority G.S. 143B-153;

Eff. June 1, 1982;

Amended Eff. July 1, 1990; July 1, 1984; July 1, 1982;

Temporary Amendment Eff. October 21, 1996;

Amended Eff. July 1, 1998.

TITLE 15A - DEPARTMENT OF ENVIRONMENT, HEALTH, AND NATURAL RESOURCES

CHAPTER 7 - COASTAL MANAGEMENT

SUBCHAPTER 7H - STATE GUIDELINES FOR AREAS OF ENVIRONMENTAL CONCERN

SECTION .0200 - THE ESTUARINE SYSTEM

.0208 USE STANDARDS

(a) General Use Standards

(1) Uses which are not water dependent shall not be permitted in coastal wetlands, estuarine waters, and public trust areas. Restaurants, residences, apartments, motels, hotels, trailer parks, private roads, factories, and parking lots are examples of uses that are not water dependent. Uses that are water dependent may include: utility easements; docks; wharfs; boat ramps; dredging; bridges and bridge approaches; revetments, bulkheads; culverts; groins; navigational aids; mooring pilings; navigational channels; simple access channels and drainage ditches.

(2) Before being granted a permit by the CRC or local permitting authority, there shall be a finding that the applicant has complied with the following standards:

(A) The location, design, and need for development, as well as the construction activities involved shall be consistent with the stated management objective.

(B) Before receiving approval for location of a use or development within these AACs, the permit-letting authority shall find that no suitable alternative site or location outside of

the AEC exists for the use or development and, further, that the applicant has selected a combination of sites and design that will have a minimum adverse impact upon the productivity and biologic integrity of coastal marshland, shellfish beds, beds of submerged aquatic vegetation, spawning and nursery areas, important nesting and wintering sites for waterfowl and wildlife, and important natural erosion barriers (cypress fringes, marshes, clay soils).

(C) Development shall not violate water and air quality standards.

(D) Development shall not cause major or irreversible damage to valuable documented archaeological or historic resources.

(E) Development shall not measurably increase siltation.

(F) Development shall not create stagnant water bodies.

(G) Development shall be timed to have minimum adverse significant affect on life cycles of estuarine resources.

(H) Development shall not impede navigation or create undue interference with access to, or use of, public trust areas or estuarine waters.

(3) When the proposed development is in conflict with the general or specific use standards set forth in this Rule, the CRC may approve the development if the applicant can demonstrate that the activity associated with the proposed project will have public benefits as identified in the findings and goals of the Coastal Area Management Act, that the public benefits clearly outweigh the long range adverse effects of the project, that there is no reasonable and prudent alternate site available for the project, and that all reasonable means and measures to mitigate adverse impacts of the project have been incorporated into the project design and will be implemented at the applicant's expense. These measures taken to mitigate or minimize adverse impacts may include actions that will:

(A) minimize or avoid adverse impacts by limiting the magnitude or degree of the action;

(B) restore the affected environment; or

(C) compensate for the adverse impacts by replacing or providing substitute resources.

(4) Primary nursery areas are those areas in the estuarine system where initial post larval development of finfish and crustaceans takes place. They are usually located in the uppermost sections of a system where populations are uniformly early juvenile stages. They are officially designated and described by the N.C. Marine Fisheries Commission in 15A NCAC 3B .1405 and by the N.C. Wildlife Resources Commission in 15A NCAC 10C .0110.

(5) Outstanding Resource Waters are those estuarine waters and public trust areas classified by the N.C. Environmental Management Commission pursuant to Title 15A, Subchapter 2B .0216 of the N.C. Administrative Code as Outstanding Resource Waters (ORW) upon finding that such waters are of exceptional state or national recreational or ecological significance. In those estuarine waters and public trust areas classified as ORW by the Environmental Management Commission (EMC), no permit required by the Coastal Area Management Act shall be approved for any project which would be inconsistent with applicable use standards adopted by the CRC, EMC, or Marine Fisheries Commission (MFC) for estuarine waters, public trust areas, or coastal wetlands. For development activities not covered by specific use standards, no permit shall be issued if the activity would, based on site specific information, materially degrade the water quality or outstanding resource values unless such degradation is temporary.

(6) Beds of submerged aquatic vegetation (SAV) are those habitats in public trust and estuarine waters vegetated with one or more species of submergent vegetation. These vegetation beds occur in both subtidal and intertidal zones and may occur in isolated patches or cover extensive areas. In either case, the bed is defined by the presence of above-ground leaves or the below-ground rhizomes and propagules. In defining SAVs, the CRC recognizes the Aquatic Weed Control Act of 1991 (G.S. 113A-220 et. seq.) and does not intend the SAV definition and its implementing rules to apply to or conflict with the non-development control activities authorized by that Act.

(b) Specific Use Standards

(1) Navigation channels, canals, and boat basins shall be aligned or located so as to avoid primary nursery areas highly productive shellfish beds, beds of submerged aquatic vegetation, or significant areas of regularly or irregularly flooded coastal wetlands.

(A) Navigation channels and canals may be allowed through narrow fringes of regularly and irregularly flooded coastal wetlands if the loss of wetlands will have no significant adverse impacts on fishery resources, water quality or adjacent wetlands, and, if there is no reasonable alternative that would avoid the wetland losses.

(B) All spoil material from new construction shall be confined landward of regularly and irregularly flooded coastal wetlands and stabilized to prevent entry of sediments into the adjacent water bodies or marsh.

(C) Spoil from maintenance of channels and canals through irregularly flooded wetlands shall be placed on non-wetland areas, remnant spoil piles, or disposed of by a method having no

significant, long term wetland impacts. Under no circumstances shall spoil be placed on regularly flooded wetlands.

(D) Widths of the canals and channels shall be the minimum required to meet the applicant's needs and provide adequate water circulation.

(E) Boat basin design shall maximize water exchange by having the widest possible opening and the shortest practical entrance canal. Depths of boat basins shall decrease from the waterward end inland.

(F) Any canal or boat basin shall be excavated no deeper than the depth of the connecting channels.

(G) Canals for the purpose of multiple residential development shall have:

- (i) no septic tanks unless they meet the standards set by the Division of Environmental Management and the Division of Environmental Health;
- (ii) no untreated or treated point source discharge;
- (iii) storm water routing and retention areas such as settling basins and grassed swales.

(H) Construction of finger canal systems shall not be allowed. Canals shall be either straight or meandering with no right angle corners.

(I) Canals shall be designed so as not to create an erosion hazard to adjoining property. Design may include bulkheading, vegetative stabilization, or adequate setbacks based on soil characteristics.

(J) Maintenance excavation in canals, channels and boat basins within primary nursery areas and beds of submerged aquatic vegetation shall be avoided. However, when essential to maintain a traditional and established use, maintenance excavation may be approved if the applicant meets all of the following criteria as shown by clear and convincing evidence accompanying the permit application. This Rule does not affect restrictions placed on permits issued after March 1, 1991.

- (i) The applicant demonstrates and documents that a water-dependent need exists for the excavation; and
- (ii) There exists a previously permitted channel which was constructed or maintained under permits issued by the State or Federal government. If a natural channel was in use, or if a human-made channel was constructed before permitting was necessary, there shall be clear evidence that the channel was continuously used for a specific purpose; and

(iii) Excavated material can be removed and placed in an approved disposal area without significantly impacting adjacent nursery areas and beds of submerged aquatic vegetation; and

(iv) The original depth and width of a human-made or natural channel will not be increased to allow a new or expanded use of the channel.

(2) Hydraulic Dredging

(A) The terminal end of the dredge pipeline shall be positioned at a distance sufficient to preclude erosion of the containment dike and a maximum distance from spillways to allow adequate settlement of suspended solids.

(B) Dredge spoil shall be either confined on high ground by adequate retaining structures or if the material is suitable, deposited on beaches for purposes of renourishment, with the exception of (G) of this Subsection (b)(2).

(C) Confinement of excavated materials shall be on high ground landward of regularly and irregularly flooded marshland and with adequate soil stabilization measures to prevent entry of sediments into the adjacent water bodies or marsh.

(D) Effluent from diked areas receiving disposal from hydraulic dredging operations shall be contained by pipe, trough, or similar device to a point waterward of emergent vegetation or, where local conditions require, below mean low water.

(E) When possible, effluent from diked disposal areas shall be returned to the area being dredged.

(F) A water control structure shall be installed at the intake end of the effluent pipe.

(G) Publicly funded projects shall be considered by review agencies on a case-by-case basis with respect to dredging methods and spoil disposal.

(H) Dredge spoil from closed shellfish waters and effluent from diked disposal areas used when dredging in closed shellfish waters shall be returned to the closed shellfish waters.

(3) Drainage Ditches

(A) Drainage ditches located through any marshland shall not exceed six feet wide by four feet deep (from ground surface) unless the applicant shows that larger ditches are necessary for adequate drainage.

(B) Spoil derived from the construction or maintenance of drainage ditches through regularly flooded marsh shall be placed landward of these marsh areas in a manner that will insure that entry of sediment into the water or marsh will not occur. Spoil derived

from the construction or maintenance of drainage ditches through irregularly flooded marshes shall be placed on nonwetlands wherever feasible. Non-wetland areas include relic disposal sites.

(C) Excavation of new ditches through high ground shall take place landward of a temporary earthen plug or other methods to minimize siltation to adjacent water bodies.

(D) Drainage ditches shall not have a significant adverse effect on primary nursery areas, productive shellfish beds, beds of submerged aquatic vegetation, or other documented important estuarine habitat. Particular attention shall be placed on the effects of freshwater inflows, sediment, and nutrient introduction. Settling basins, water gates, retention structures are examples of design alternatives that may be used to minimize sediment introduction.

(4) Nonagricultural Drainage

(A) Drainage ditches shall be designed so that restrictions in the volume or diversions of flow are minimized to both surface and ground water.

(B) Drainage ditches shall provide for the passage of migratory organisms by allowing free passage of water of sufficient depth.

(C) Drainage ditches shall not create stagnant water pools or significant changes in the velocity of flow.

(D) Drainage ditches shall not divert or restrict water flow to important wetlands or marine habitats.

(5) Marinas. Marinas are defined as any publicly or privately owned dock, basin or wet boat storage facility constructed to accommodate more than 10 boats and providing any of the following services: permanent or transient docking spaces, dry storage, fueling facilities, haulout facilities and repair service. Excluded from this definition are boat ramp facilities allowing access only, temporary docking and none of the preceding services. Expansion of existing facilities shall also comply with these standards for all development other than maintenance and repair necessary to maintain previous service levels.

(A) Marinas shall be sited in non-wetland areas or in deep waters (areas not requiring dredging) and shall not disturb valuable shallow water, submerged aquatic vegetation, and wetland habitats, except for dredging necessary for access to high-ground sites. The following four alternatives for siting marinas are listed in order of preference for the least damaging alternative; marina projects shall be designed to have the highest of these four priorities that is deemed feasible by the permit letting agency:

(i) an upland basin site requiring no alteration of wetland or estuarine habitat and providing adequate flushing by tidal or wind generated water circulation;

(ii) an upland basin site requiring dredging for access when the necessary dredging and operation of the marina will not result in the significant degradation of existing fishery, shellfish, or wetland resources and the basin design shall provide adequate flushing by tidal or wind generated water circulation;

(iii) an open water site located outside a primary nursery area which utilizes piers or docks rather than channels or canals to reach deeper water; and

(iv) an open water marina requiring excavation of no intertidal habitat, and no dredging greater than the depth of the connecting channel.

(B) Marinas which require dredging shall not be located in primary nursery areas nor in areas which require dredging through primary nursery areas for access. Maintenance dredging in primary nursery areas for existing marinas shall be considered on a case-by-case under the standards set out in Part (b)(1)(J) of this Rule.

(C) To minimize coverage of public trust areas by docks and moored vessels, dry storage marinas shall be used where feasible.

(D) Marinas to be developed in waters subject to public trust rights (other than those created by dredging upland basins or canals) for the purpose of providing docking for residential developments shall be allowed no more than 27 square feet of public trust areas for every one linear foot of shoreline adjacent to these public trust areas for construction of docks and mooring facilities. The 27 square feet allocation shall not apply to fairway areas between parallel piers or any portion of the pier used only for access from land to the docking spaces.

(E) To protect water quality of shellfishing areas, marinas shall not be located within areas where shellfish harvesting for human consumption is a significant existing use or adjacent to such areas if shellfish harvest closure is anticipated to result from the location of the marina. In compliance with Section 101(a)(2) of the Clean Water Act and North Carolina Water Quality Standards adopted pursuant to that section, shellfish harvesting is a significant existing use if it can be established that shellfish have been

regularly harvested for human consumption since November 28, 1975 or that shellfish apparently are propagating and surviving in a biologically suitable habitat and are available and suitable for harvesting for the purpose of human consumption. The Division of Marine Fisheries shall be consulted regarding the significance of shellfish harvest as an existing use and the magnitude of the quantities of shellfish which have been harvested or are available for harvest in the area where harvest will be affected by the development.

(F) Marinas shall not be located without written consent from the controlling parties in areas of submerged lands which have been leased from the state or deeded by the state.

(G) Marina basins shall be designed to promote flushing through the following design criteria:

- (i) the basin and channel depths shall gradually increase toward open water and shall never be deeper than the waters to which they connect; and
- (ii) when possible, an opening shall be provided at opposite ends of the basin to establish flow-through circulation.

(H) Marinas shall be designed to minimize adverse effects on navigation and public use of public trust areas while allowing the applicant adequate access to deep waters.

(I) Marinas shall be located and constructed so as to avoid adverse impacts on navigation throughout all federally maintained channels and their immediate boundaries. This includes mooring sites (permanent or temporary), speed or traffic reductions, or any other device, either physical or regulatory, that may cause a federally maintained channel to be restricted.

(J) Open water marinas shall not be enclosed within breakwaters that preclude circulation sufficient to maintain water quality.

(K) Marinas which require dredging shall provide areas to accomplish disposal needs for future dredging consistent with the requirements in Subparagraph (b)(2) of this Rule. Proof of the ability to truck the spoil material from the marina site to an acceptable disposal area will be acceptable.

(L) Marina design shall comply with all applicable requirements for management of stormwater runoff.

(M) Marinas shall post a notice prohibiting the discharge of any waste from boat toilets and explaining the availability of information on local pump-out services.

(N) Boat maintenance areas shall be designed so that all scraping, sandblasting, and painting will be done over dry land with adequate containment devices to prevent entry of waste materials into adjacent waters.

(O) All marinas shall comply with all applicable standards for docks and piers, bulkheading, dredging and spoil disposal.

(P) All applications for marinas shall be reviewed to determine their potential impact and compliance with applicable standards. Such review shall consider the cumulative impacts of marina development.

(Q) Replacement of existing marinas to maintain previous service levels shall be allowed provided that the preceding rules are complied with to the maximum extent possible, with due consideration being given to replacement costs, service needs.

(6) Docks and Piers

(A) Docks and piers shall not exceed six feet in width. Wider docks and piers shall be permitted only if the greater width is necessary for safe use, to improve public access; or to support a water dependent use that cannot otherwise occur.

(B) Any portion of a dock or pier (either fixed or floating) extending from the main structure and six feet or less in width shall be considered either a "T" or a finger pier.

(C) Any portion of a dock or pier (either fixed or floating) greater than six feet wide shall be considered a platform or deck.

(D) The combined area of all "T"s, finger piers, platforms, and decks must not exceed a combined total area of four square feet per linear foot of shoreline. Projects requiring dimensions greater than those stated in this Rule shall be permitted only if the greater dimensions are necessary for safe use, or to support a water dependent use that cannot otherwise occur.

(E) "T"s, platforms and decks shall have no more than six feet of any dimension extending over coastal wetlands.

(F) Docks, piers, "T"s and associated structures built over wetlands must be elevated at least three feet over the wetland substrate measured from the bottom of the decking.

(G) Boathouses shall not exceed 400 square feet except to accommodate a demonstrated need for a larger boathouse and shall have sides extending no farther than one-half the height of the walls and only covering the top half of the walls. Measurements of square footage shall be taken of the greatest exterior dimensions. Boathouses shall not be allowed on lots with less than 75 linear feet of shoreline. Size restrictions shall not apply to marinas.

(H) The total area enclosed by boat lifts shall not exceed 400 square feet.

(I) Piers, docks, decks, platforms and boat houses shall be single story. They may be roofed but shall not be designed to allow second story use.

(J) Pier length shall be limited by:

- (i) not extending beyond the established pier length along the same shoreline for similar use; (This restriction shall not apply to piers 100 feet or less in length unless necessary to avoid unreasonable interference with navigation or other uses of the waters by the public);
- (ii) not extending into the channel portion of the water body; and
- (iii) not extending more than one-fourth the width of a natural water body, human-made canal or basin. Measurements to determine widths of the water body, canals or basins shall be made from the waterward edge of any coastal wetland vegetation which borders the water body. The one-fourth length limitation shall not apply in areas where the U.S. Army Corps of Engineers, or a local government in consultation with the Corps of Engineers, has established an official pier-head line. The one-fourth length limitation shall not apply when the proposed pier is located between longer piers within 200 feet of the applicant's property. However, the proposed pier cannot be longer than the pier head line established by the adjacent piers, nor longer than 1/3 the width of the water body.

(K) Piers longer than 400 feet shall be permitted only if the proposed length gives access to deeper water at a rate of at least one foot at each 100 foot increment of pier length longer than 400 feet, or, if the additional length is necessary to span some obstruction to navigation. Measurements to determine pier lengths shall be made from the waterward edge of any coastal wetland vegetation which borders the water body.

(L) Piers shall not interfere with the access to any riparian property and shall have a minimum setback of 15 feet between any part of the pier and the adjacent property owner's areas of riparian access. The line of division of areas of riparian access shall be established by drawing a line along the channel or deep water in front of the properties, then drawing a line perpendicular to the line of the channel so that it intersects with the shore at the point the upland property line meets the water's edge. The minimum setback provided in the rule may be waived by the written agreement of the adjacent riparian owner(s) or when two adjoining riparian owners are co-applicants. Should the adjacent property be sold before construction of the pier commences, the applicant shall obtain a written agreement with the new owner waiving the minimum setback and submit it to the permitting agency prior to initiating any development of the pier. Application of this Rule may be aided by reference to the approved diagram in 15A NCAC 7H .1205(q) illustrating the rule as applied to various shoreline configurations. Copies of the diagram may be obtained from the Division of Coastal Management. When shoreline configuration is such that a perpendicular alignment cannot be achieved, the pier shall be aligned to meet the intent of this Rule to the maximum extent practicable.

(M) Applicants for authorization to construct a dock or pier shall provide notice of the permit application or exemption request to the owner of any part of a shellfish franchise or lease over which the proposed dock or pier would extend. The applicant shall allow the lease holder the opportunity to mark a navigation route from the pier to the edge of the lease.

(7) Bulkheads and Shore Stabilization Measures

- (A) Bulkhead alignment, for the purpose of shoreline stabilization, shall approximate mean high water or normal water level.
- (B) Bulkheads shall be constructed landward of significant marshland or marshgrass fringes.
- (C) Bulkhead fill material shall be obtained from an upland approved pursuant to this Section, or if the bulkhead is a part of a permitted project involving excavation from a non-upland source, the material so obtained may be contained behind the bulkhead.
- (D) Bulkheads or other structures employed for shoreline stabilization shall be permitted below approximate mean high water or normal water level only when the following standards are met:
 - (i) the property to be bulkheaded has an identifiable erosion problem, whether it results from natural causes or adjacent bulkheads, or it has unusual geographic or geologic features, e.g. steep grade bank, which will cause the applicant unreasonable hardship under the other provisions of this Rule;
 - (ii) the bulkhead alignment extends no further below approximate mean high water or normal water level than

necessary to allow recovery of the area eroded in the year prior to the date of application, to align with adjacent bulkheads, or to mitigate the unreasonable hardship resulting from the unusual geographic or geologic features;

(iii) the bulkhead alignment will not result in significant adverse impacts to public trust rights or to the property of adjacent riparian owners;

(iv) the need for a bulkhead below approximate mean high water or normal water level is documented in the Field Investigation Report or other reports prepared by the Division of Coastal Management; and

(v) the property to be bulkheaded is in a nonoceanfront area.

(E) Where possible, sloping rip-rap, gabions, or vegetation shall be used rather than vertical seawalls.

(8) Beach Nourishment

(A) Beach creation or maintenance may be allowed to enhance water related recreational facilities for public, commercial, and private use.

(B) Beaches may be created or maintained in areas where they have historically been found due to natural processes. They will not be allowed in areas of high erosion rates where frequent maintenance will be necessary.

(C) Placing unconfined sand material in the water and along the shoreline shall not be allowed as a method of shoreline erosion control.

(D) Material placed in the water and along the shoreline shall be clean sand free from pollutants and highly erodible finger material. Grain size shall be equal to or larger than that found naturally at the site.

(E) Material from dredging projects may be used for beach nourishment if:

(i) it is first handled in a manner consistent with rules governing spoil disposal;

(ii) it is allowed to dry; and

(iii) only that material of acceptable grain size is removed from the disposal site for placement on the beach. Material shall not be placed directly on the beach by dredge or dragline during maintenance excavation.

(F) Beach creation shall not be allowed in any primary nursery areas, nor in any areas where siltation from the site would pose a threat to shellfish beds.

(G) Material shall not be placed on any coastal wetlands or beds of submerged aquatic vegetation.

(H) Material shall not be placed on any submerged bottom with significant shellfish resources.

(I) Beach construction shall not create the potential for filling adjacent or nearby navigation channels, canals, or boat basins.

(J) Beach construction shall not violate water quality standards.

(K) Permit renewal of these projects shall require an evaluation of any adverse impacts of the original work.

(L) Permits issued for this development shall be limited to authorizing beach nourishment only one time during the life of the permit. Permits may be renewed for maintenance work or repeated need for nourishment.

(9) Wooden and Riprap Groins

(A) Groins shall not extend more than 25 feet waterward of the mean high water or normal water level unless a longer structure is justified by site specific conditions, sound engineering and design principals.

(B) Groins shall be set back a minimum of 15 feet from the adjoining property lines. This setback may be waived by written agreement of the adjacent riparian owner(s) or when two adjoining riparian owners are co-applicants. Should the adjacent property be sold before construction of the groin commences, the applicant shall obtain a written agreement with the new owner waiving the minimum setback and submit it to the permitting agency prior to initiating any development of the groin.

(C) Groins shall pose no threat to navigation.

(D) The height of groins shall not exceed 1 foot above mean high water or the normal water level.

(E) No more than two structures shall be allowed per 100 feet of shoreline unless the applicant provides evidence that more structures are needed for shoreline stabilization.

(F) "L" and "T" sections shall not be allowed at the end of groins.

(G) Riprap material used for groin construction shall be free from loose dirt or any other pollutant in other than non-harmful quantities and of a size sufficient to prevent its movement from the site by wave and current action.

(10) "Freestanding Moorings".

(A) A "freestanding mooring" is any means to attach a ship, boat, vessel, floating structure or other water craft to a stationary underwater device, mooring buoy, buoyed anchor, or piling (as long as the piling is not associated with an existing or proposed pier, dock, or boathouse).

(B) Freestanding moorings shall be permitted

only:

- (i) to riparian property owners within their riparian corridors; or
- (ii) to any applicant proposing to locate a mooring buoy consistent with a water use plan that may be incorporated into either the local zoning or land use plan.

(C) All approved mooring fields shall provide suitable area for access to any mooring(s) and other land based operations which shall include but not be limited to wastewater pumpout, trash disposal and vehicle parking.

(D) If the agreement referenced in specific condition in Part (b)(10)(C) of this Rule is terminated or the facility no longer exist, the permit shall become null and void and the permitted project removed from the AEC.

(E) To protect water quality of shellfishing areas, mooring fields shall not be located within areas where shellfish harvesting for human consumption is a significant existing use or adjacent to such areas if shellfish harvest closure is anticipated to result from the location of the mooring field. In compliance with Section 101(a)(2) of the Federal Water Pollution Control Act, 33 U.S.C. 1251 (a)(2), and North Carolina Water Quality Standards adopted pursuant to that section, shellfish harvesting is a significant existing use if it can be established that shellfish have been regularly harvested for human consumption since November 28, 1975 or that shellfish apparently are propagating and surviving in a biologically suitable habitat and are available and suitable for harvesting for the purpose of human consumption. The Division of Marine Fisheries shall be consulted regarding the significance of shellfish harvest as an existing use and the magnitude of the quantities of shellfish which have been harvested or are available for harvest in the area where harvest will be affected by the development.

(F) Moorings shall not be located without written consent from the controlling parties in areas of submerged lands which have been leased from the state or deeded by the state.

(G) Moorings shall be located and constructed so as to avoid adverse impacts on navigation throughout all federally maintained channels and their immediate boundaries. This includes mooring sites (permanent or temporary), speed or traffic reductions, or any other device, either physical or regulatory, that may cause a federally maintained channel to be restricted.

(H) Open water moorings shall not be enclosed within breakwaters that preclude circulation sufficient to maintain water quality.

(I) Moorings and the associated land based operation design shall comply with all applicable requirements for management of stormwater runoff.

(J) Mooring fields shall have posted in view of patrons a notice prohibiting the discharge of any waste from boat toilets or any other discharge and explaining the availability of information on local pump-out services and waste disposal.

(K) Freestanding moorings associated with commercial shipping, public service or temporary construction/salvage operations may be permitted without a public sponsor and shall be evaluated on a case-by-case basis.

(L) Freestanding mooring buoys and piles shall be evaluated based upon the arc of the swing including the vessel to be moored. Moorings and the attached vessel shall not interfere with the access of any riparian owner nor shall it block riparian access by blocking channels, deep water, etc. which allows riparian access. Freestanding moorings shall not interfere with the ability of any riparian owner to place a pier for access.

(M) Freestanding moorings shall not be established in submerged cable/pipe crossing areas or in a manner which interferes with the operations of an access through any bridge.

(N) Freestanding moorings shall be marked or colored in compliance with U.S. Coast Guard and N.C. Wildlife Resource Commission requirements and the required marking maintained for the life of the mooring(s).

(O) The type of material used to create a mooring must be free of pollutants and of a design and type of material so as to not present a hazard to navigation or public safety.

(P) Existing freestanding moorings (i.e. buoys/pilings) may be maintained in place for two years. However, if the mooring(s) deteriorate or are damaged such that replacement is necessary during the two year period, the mooring(s) then shall comply with those guidelines of the Division in place at that time. In any event, existing moorings shall comply with these Rules within two years.

(11) Filling of Canals, Basins and Ditches - Notwithstanding the general use standards for estuarine systems as set out in 7H .0208(a) of this Rule, filling canals, basins and ditches shall be allowed if:

- (A) the area to be filled was not created by excavating lands which were below the normal high water or normal water level; and
- (B) if the area was created from wetlands, the elevation of the proposed filling does not

exceed the elevation of said wetlands so that wetland function will be restored; and

(C) the filling will not adversely impact any designated primary nursery area, shellfish bed, bed of submerged aquatic vegetation, coastal wetlands other than a narrow fringe around the shoreline, recognized public trust right or established public trust usage; and

(D) the filling will not adversely affect the value and enjoyment of property of any riparian owner; and

(E) the filling will further some policy of the Commission such as retreating from erosion or avoiding water quality degradation.

History Note: Authority G.S. 113A-107(b); 113A-108; 113A-113(b); 113A-124; Eff. September 9, 1977; Amended Eff. February 1, 1996; April 1, 1993; February 1, 1993; November 30, 1992; RRC Objection due to ambiguity Eff. March 21, 1996; Amended Eff. August 1, 1998; May 1, 1996.

SECTION .1200 - GENERAL PERMIT FOR CONSTRUCTION OF PIERS: DOCKS: AND BOAT HOUSES IN ESTUARINE AND PUBLIC TRUST WATERS

.1204 GENERAL CONDITIONS

(a) Piers authorized by this general permit shall be for the exclusive use of the land owner, or occupant and shall not provide either leased or rented docking space or any other commercial services. Piers designed to provide docking space for more than two boats shall, because of their greater potential for adverse impacts, be reviewed through the major permitting process and, therefore, are not authorized by this general permit.

(b) Individuals shall allow authorized representatives of the Department of Environment and Natural Resources to make periodic inspections at any time deemed necessary in order to be sure that the activity being performed under the authority of this general permit is in accordance with the terms and conditions prescribed herein.

(c) There shall be no unreasonable interference with navigation or use of the waters by the public by the existence of piers, docks and boat houses.

(d) This permit will not be applicable to proposed construction where the Department believes that the proposed activity might unnecessarily endanger adjoining properties; significantly affect historic, cultural, scenic, conservation or recreation values, identified in G.S. 113A-102 and G.S. 113A-113(b)(4), nor that might significantly affect the quality of the human environment.

(e) This permit does not eliminate the need to obtain any other required state, local, or federal authorization.

(f) Development carried out under this permit must be consistent with all local requirements, AEC Guidelines, and

local land use plans current at the time of authorization.

History Note: Authority G.S. 113A-107(a); 113A-107(b); 113A-113(b); 113A-118.1; 113A-124; Eff. March 1, 1984; Amended Eff. May 1, 1990; RRC Objection due to ambiguity Eff. May 19, 1994; Amended Eff. August 1, 1998; July 1, 1994.

CHAPTER 8- WATER POLLUTION CONTROL SYSTEM OPERATORS CERTIFICATION COMMISSION

SUBCHAPTER 8F - CERTIFICATION OF OPERATORS OF ANIMAL WASTE MANAGEMENT SYSTEMS

SECTION .0100 - GENERAL PURPOSE/ DEFINITIONS

.0101 PURPOSE

(a) The purpose of these Rules is to reduce nonpoint source pollution in order to protect the public health and to conserve and protect the quality of the State's water resources, to encourage the development and improvement of the State's agricultural land for the production of food and other agricultural products, and to require the examination of animal waste management system operators and certification of their competency to operate or supervise the operation of those systems.

(b) These Rules apply to all operators of animal waste management systems that are required to designate an operator in charge as specified by G.S. 90A-47.2(a). These animal waste management systems include those systems that are designed to serve an animal operation as defined by G.S. 143B-215.10B(1).

(c) The Certification Commission shall classify animal waste management systems based on the types of structures and nonstructural practices serving a feedlot that provide for the collection, treatment, storage, or land application of animal waste.

(d) The Certification Commission shall establish certifications for each type of animal waste management system so that persons holding these certificates shall be affirmed competent to operate a specific type of animal waste management system.

History Note: Authority G.S. 90A-37; 90A-38; 90A-47; 143B-300; Temporary Adoption Eff. January 7, 1997; Eff. August 1, 1998.

SECTION .0200 - DUTIES AND REQUIREMENTS

.0202 DUTIES AND REQUIREMENTS OF CERTIFIED OPERATORS

Certified Operators shall:

- (1) notify the Certification Commission in writing, within 30 days of any change in address; and
- (2) pay an annual renewal fee as specified at G.S. 90A-47.4(b) and complete all additional training requirements as specified at G.S. 90A-47.3(b).

History Note: Authority G.S. 90A-47; 143B-300;

Temporary Adoption Eff. January 7, 1997;

Eff. August 1, 1998.

SECTION .0300 - CLASSIFICATION

.0301 CLASSIFICATION OF ANIMAL WASTE MANAGEMENT SYSTEMS

(a) The Certification Commission shall classify animal waste management systems based on the types of structures and nonstructural practices serving a feedlot that provide for the collection, treatment, storage, or land application of animal waste.

(1) Type A: These animal waste management systems generally include the following structures and nonstructural components that provide for the collection, treatment, storage and land application of animal waste and primarily rely on an anaerobic lagoon and soil/plant systems for the treatment of animal waste: anaerobic lagoon; pumps, pipes and associated appurtenances that convey the waste from point of generation to final treatment/disposal site; flushing systems; solids separation equipment; irrigation equipment; and land application site and crops. Type A animal waste management systems are generally used to treat waste generated by monogastric animals which produce a low-fiber waste.

(2) Type B: These animal waste management systems generally include the following structures and nonstructural components that provide for the collection, treatment, storage and land application of animal waste and primarily rely on soil/plant systems for the treatment of animal waste: dry stacks; solids and slurry collection equipment; storage ponds for the collection of solids and runoff; pumps, pipes and associated appurtenances that convey the waste from point of generation to final Type B animal waste management systems are generally used to treat waste generated by ruminants and other animals which produce a high-fiber waste.

(b) Animal waste management systems which include components that are significantly different than the system described in Subparagraph (a)(1) of this Rule shall be evaluated by the Commission, or its designee, to determine if the system is subject to classification in accordance with Rule 15A NCAC 8C .0102(b).

History Note: Authority G.S. 90A-37; 90A-47; 143B-300;

Temporary Adoption Eff. January 7, 1997;

Eff. August 1, 1998.

SECTION .0400 - CERTIFICATION OF OPERATORS

.0401 QUALIFICATIONS FOR EXAMINATION

(a) Type A Animal Waste Management System Operator.

(1) An applicant for certification as a Type A Animal Waste Management System Operator shall be expected to have a general knowledge of animal operations and Type A animal waste management systems. The applicant shall have knowledge of the laws and regulations related to the operation of Type A animal waste management systems, the equipment usually employed in Type A animal waste management systems, be able to describe the general maintenance requirements for such equipment, have the ability to perform calibrations and calculations relating to the land application of the waste, have an understanding of animal waste management plans, and be able to read and complete the forms necessary to document the proper land application of animal waste in accordance with the animal waste management plan. The applicant must submit an application to the Certification Commission showing that the following requirements have been met in order to take an examination for certification as a Type A Animal Waste Management System Operator:

- (A) be at least 18 years of age;
- (B) completion of a 10 hour training program on the operation of Type A animal waste management systems that provides instruction regarding the collection, storage, treatment, and land application of animal waste,

(2) An applicant who has failed to pass the appropriate examination after three attempts must attend and complete the approved training program before being eligible to retake the examination.

(b) Type B Animal Waste Management System Operator.

(1) An applicant for certification as a Type B Animal Waste Management System Operator shall be expected to have a general knowledge of animal operations and Type B animal waste management systems. The applicant shall have knowledge of the laws and regulations related to the operation of Type B animal waste management systems, knowledge of the equipment usually employed in Type B animal waste management systems, be able to describe the general maintenance requirements for such equipment, have the ability to perform calibrations and calculations relating to the land application of the waste, have an understanding of animal waste management plans, and be able to read and complete the forms necessary to document the proper land application of animal waste in accordance with the animal waste management plan. The applicant must submit an application to the Certification

Commission showing that the following requirements have been met in order to take an examination for certification as a Type B Animal Waste Management System Operator:

- (A) be at least 18 years of age;
- (B) completion of a 10 hour training program on the operation of Type B Animal Waste Management Systems that provides instruction regarding the collection, storage, treatment, and application of animal waste.
- (2) An applicant who has failed to pass the appropriate examination after three attempts must attend and complete the approved training program before being eligible to retake the examination.

History Note: Authority G.S. 90A-43; 90A-47; 143B-300; Temporary Adoption Eff. January 7, 1997; Eff. August 1, 1998.

.0402 APPLICATION FORM

(a) An application form which is designed for requesting certification as an Animal Waste Management System Operator by way of examination must be properly and accurately completed and submitted with the appropriate fee as stipulated by G.S. 90A-47.4 to the Certification Commission.

(b) Incomplete applications and applications not accompanied by the appropriate fee and attachments cannot be processed and will be returned to the applicant.

History Note: Authority G.S. 90A-39; 90A-47; 143B-300; Temporary Adoption Eff. January 7, 1997; Eff. August 1, 1998.

.0405 RENEWAL OF CERTIFICATION

(a) A currently valid certification as an animal waste management system operator shall be maintained by:

- (1) the payment of an annual renewal fee by the date established by the Certification Commission;
- (2) completion of a minimum of six hours of additional training approved by the Certification Commission during each three year period following initial certification.

(b) A certified animal waste management system operator that fails to pay the annual renewal fee within 30 days of the due date, or fails to complete the approved additional training within 30 days of the end of three year period, shall take and pass an examination approved by the Certification Commission in order to renew the certificate.

History Note: Authority G.S. 90A-47; and 143B-300; Temporary Adoption Eff. January 7, 1997; Eff. August 1, 1998.

.0406 REVOCATION, RELINQUISHMENT OR INVALIDATION OF CERTIFICATION

(a) The Certification Commission, in accordance with the provisions of G.S. 150B and G.S. 90A-41, may suspend or

revoke the certificate of a certified operator, or issue a written reprimand to an operator if it finds that the operator:

- (1) engages in fraud or deceit in obtaining certification; or
- (2) fails to exercise reasonable care, judgment, or use of the operator's knowledge and ability in the performance of the duties of an operator in charge; or
- (3) is incompetent or otherwise unable to properly perform the duties of an operator in charge.

(b) Prior to the Certification Commission taking action on a proposed revocation, suspension, or civil penalty assessment, the operator shall be given an opportunity to submit a written statement and present oral argument before the Certification Commission at a regularly scheduled meeting. The operator shall be notified by the Certification Commission in writing at least 15 days prior to the meeting. This notification shall be delivered by first class mail to the operator's address that the Certification Commission has on file.

(c) The Certification Commission may issue a written reprimand to an operator in accordance with G.S. 90A-41. The reprimand shall be delivered personally or by certified mail. A copy of the letter will be kept in the operator's file and a copy will be sent to the operator's employer. The operator will be given the opportunity to put a letter of rebuttal into the file when a reprimand has been issued.

History Note: Authority G.S. 90A-41; 90A-47; 143B-300; 150B-3; 150B-23; 150B-38; 150B-52; Temporary Adoption Eff. January 7, 1997; Eff. August 1, 1998.

.0407 RECERTIFICATION FOLLOWING REVOCATION OR RELINQUISHMENT

(a) After revocation or relinquishment has been effective for a period of not less than 270 days, a person may apply in writing for recertification by the Certification Commission. The petition must include any relevant facts concerning changes to conditions under which revocation or relinquishment occurred. Such facts must show clearly that the applicant will comply with the laws and regulations concerning the operation of animal waste management systems.

(b) Within 120 days following receipt of an application for recertification, the Certification Commission will notify the applicant by letter of its decision to deny or grant examination eligibility in accordance with procedures set out in Rule .0403 of this Section. Additional eligibility requirements including a show cause conference may be imposed by the Certification Commission. Eligibility will only be granted if there is substantial evidence that the conditions leading to the revocation or relinquishment have been corrected.

(c) Recertification of a person as an operator of animal waste management systems shall only occur by means of application and examination. The examination will not be waived. The applicant shall meet the eligibility requirements as outlined in Rule .0401 of this Section.

(d) Upon notification of the Certification Commission's

decision to deny eligibility, the applicant may appeal the decision pursuant to the procedures contained in G.S. 150B, Article 3A.

(e) Prior to recertification the applicant must pay in full all civil penalties assessed against them by the Certification Commission.

History Note: Authority G.S. 90A-39; 90A-47; 143B-300; 150B-3; 150B-38;

Temporary Adoption Eff. January 7, 1997; Eff. August 1, 1998.

SECTION .0500 - CIVIL PENALTIES

.0501 WHO MAY ASSESS

Civil penalties may be assessed by the Secretary of the Department of Environment and Natural Resources or his designee, for willful violation of the requirements of G.S. 90A-47 and this Subchapter.

History note: Authority G.S. 90A-47; 90A-47.5; 143B-300; Temporary Adoption Eff. January 7, 1997;

Eff. August 1, 1998.

.0505 PAYMENT AND HEARING

(a) Within 30 days after receipt of notification of an assessment, the assessed person must tender payment, or submit in writing a request for remission or reduction of the penalty, or file a petition with the Office of Administrative Hearings in accordance with the procedures found in G.S. 150B, Article 3A.

(b) The Secretary, or his designee, will accept and acknowledge all tenders of payment on behalf of the Certification Commission. Requests for remission or reduction of the penalty will be presented to the Certification Commission and the respondent will be allowed the opportunity to present its request only when the respondent and Chairman stipulate that no facts are in dispute, or where the respondent waives his right to an administrative hearing.

History Note: Authority G.S. 90A-47; 90A-47.5; 143B-300; Temporary Adoption Eff. January 7, 1997;

Eff. August 1, 1998.

CHAPTER 10 - WILDLIFE RESOURCES AND SATER SAFETY

SUBCHAPTER 10F - MOTORBOATS AND WATER SAFETY

SECTION .0300 - LOCAL WATER SAFETY REGULATIONS

.0330 CARTERET COUNTY

(a) Regulated Areas. This Rule applies to the following waters in Carteret County:

(1) the waters of Money Island Slough beginning at the

east end of Money Island near the Anchorage Marina Basin and ending at the west end of Money Island where Brooks Avenue deadends at the slough;

- (2) the waters of Taylor Creek located within the territorial limits of the Town of Beaufort;
- (3) the waters of Pelletier Creek beginning at the entrance to Pelletier Creek at the Intracoastal Waterway and ending at U.S. Highway 70;
- (4) the waters of Bogue Sound in Morehead City between Sugar Loaf Island and the seawall on the south side of Evans, Shepard and Shackleford Streets and bounded on the east by the State Ports Authority and on the west by the eastern right-of-way margin of South 13th Street extended;
- (5) the waters of Gallant's Channel from the US 70 crossing over the Grayden Paul bridge to Taylor's Creek;
- (6) the waters of Cedar Island Bay and Harbor from U.S. 70 to Cedar Island Bay Channel Light 8;
- (7) the waters of Radio Island Creek;
- (8) the waters of the Newport River beginning at the north side of the Beaufort Drawbridge and ending at marker #6;
- (9) the waters of Spooners Creek beginning 100 feet south of the bulkhead area in the entrance to Spooners Creek and extending approximately 500 feet up Spooners Creek to a point on the north side of the first fork to the east as indicated by the appropriate markers;
- (10) the waters of Taylor's Creek from the eastern end of the current no wake zone eastward to Channel Marker #1A.

(b) Speed Limit. It is unlawful to operate a motorboat or vessel at a speed greater than no-wake speed while on the waters of the regulated areas designated in Paragraph (a) of this Rule.

(c) Placement and Maintenance of Markers. The Board of Commissioners of Carteret County, with respect to the regulated areas designated in Subparagraphs (1), (3), (5), (6), (7), (8) and (10) of Paragraph (a) of this Rule, and the Board of Commissioners of the Town of Beaufort, with respect to the regulated area designated in Subparagraph (2) of Paragraph (a) of this Rule, and the Board of Commissioners of Morehead City, with respect to Subparagraph (4) of Paragraph (a) of this Rule, are designated as suitable agencies for placement and maintenance of the markers implementing this Rule, subject to the approval of the United States Coast Guard and the United States Army Corps of Engineers.

History Note: Authority G.S. 75A-3; 75A-15;

Eff. March 4, 1979;

Amended Eff. October 1, 1997; May 1, 1995; June 1, 1994; February 1, 1994; July 1, 1993.

TITLE 25 - OFFICE OF STATE PERSONNEL

CHAPTER 1 - OFFICE OF STATE PERSONNEL

SUBCHAPTER 1D - COMPENSATION

SECTION .2500 - COMPREHENSIVE
COMPENSATION SYSTEM

.2503 EMPLOYEES ELIGIBLE FOR CAREER
GROWTH RECOGNITION AWARD

(a) An employee having a permanent or time-limited full-time or part-time (half-time or more) appointment whose salary is below the maximum of the range and whose overall summary rating is at or above level three after completing a work cycle based on a work plan shall receive a career growth recognition award unless the employee has an unresolved final disciplinary procedure. For an employee who otherwise qualifies for a career growth recognition award, an unresolved final disciplinary procedure is the only justification for not granting this increase.

(b) An employee who has been denied the career growth recognition award because of an unresolved final disciplinary procedure shall receive the award on a current basis at the time that final disciplinary procedure is resolved. (See 25 NCAC 1D.2514 of this Section) For purposes of calculating the career growth recognition award, only the most recently awarded increase shall be utilized (i.e., the last increase that was funded).

(c) An employee having a probationary or trainee appointment on the date increases are effective is not eligible for a career growth recognition award. These employees become eligible when increases are effective for the next work cycle after:

- (1) receiving a permanent appointment,
- (2) completing a work cycle, and
- (3) receiving a summary rating that is at or above level three.

(d) An employee who is on leave without pay on the date career growth recognition awards are granted shall receive the increase on the date of reinstatement if the work cycle has been completed and a summary rating given. If the work cycle and summary rating have not been completed, the employee shall receive the career growth recognition award at the time when both are completed.

(e) An employee who separates from State service prior to the effective date career growth increases are effective is not eligible for the increase.

History Note: Authority G.S. 126-7;

Eff. June 1, 1994;

Temporary Amendment Eff. September 1, 1996;

Amended Eff. August 1, 1998.

.2511 EMPLOYEES ELIGIBLE FOR PERFORMANCE BONUS

(a) An employee having a permanent or time-limited full-time or part-time (half-time or more) appointment whose overall summary rating is at or above level four after completing a work cycle based on a work plan shall be eligible to receive a performance bonus unless the employee has an unresolved final disciplinary procedure.

.2507 EMPLOYEES ELIGIBLE FOR COST-OF-LIVING ADJUSTMENT

(a) An employee having a permanent, time-limited, probationary, or trainee full-time or part-time appointment whose overall summary rating is at or above level two, or a rating based on Paragraph (b) of this Rule that is not unsatisfactory, except employees who have an unresolved final disciplinary procedure on the date that increases are given is eligible for a cost-of-living increase. This applies to all employees regardless of where their salary is in the salary range, including those above the maximum.

(b) For the purpose of granting the cost-of-living adjustment to employees who have not completed a full performance management cycle and received an overall summary rating, the following shall apply:

- (1) Each employee's performance shall be reviewed.
- (2) If the review indicates unsatisfactory performance, the employee shall not receive the cost-of-living adjustment until the performance level is above the unsatisfactory level. The actual results of the review shall be documented with the employee.
- (3) If the review indicates that the performance is above unsatisfactory, the employee shall be granted the cost-of-living adjustment.
- (4) If the supervisor feels that the employee has not worked long enough for a determination of performance level to be made, a review shall be made each month for the purpose of determining whether the performance is above unsatisfactory and the cost-of-living adjustment shall be granted.
- (5) If the cost-of-living adjustment has not been granted during the probationary period, it shall be granted on a current basis at the time the employee is given a permanent appointment since the employee's performance must be satisfactory to move from a probationary to a permanent appointment.

(c) An employee who has been denied the cost-of-living adjustment because of an unresolved final disciplinary procedure shall receive the adjustment on a current basis when that final disciplinary procedure is resolved. (See 25 NCAC 1D .2514 of this Section)

(d) An employee who is on leave without pay on the date a cost-of-living adjustment is effective shall receive the increase on the date of reinstatement if the employee's performance has been determined to be above the unsatisfactory level, or at such time as the employee's performance is determined to be above the unsatisfactory level.

History Note: Authority G.S. 126-7;

Eff. June 1, 1994;

Temporary Amendment Eff. September 1, 1996;

Amended Eff. August 1, 1998.

(b) An employee who has been denied a performance bonus because of an unresolved final disciplinary procedure shall not be eligible for a performance bonus during the current cycle. The employee shall be eligible for a bonus in the next cycle based on the overall summary rating.

(c) An employee having a probationary or trainee appointment on the date bonuses are effective is not eligible for a performance bonus. These employees shall become eligible when increases are effective for the next work cycle after:

- (1) receiving a permanent appointment,
- (2) completing a work cycle, and
- (3) receiving a summary rating at or above level four.

(d) An employee who is on leave without pay on the date performance bonuses are effective shall receive the bonus effective on the date of reinstatement if the work cycle has been completed and an overall summary rating given. If the work cycle and overall summary rating have not been completed, the employee shall receive the bonus at the time when both have been completed.

(e) An employee whose salary is at the maximum of the salary range is eligible for a performance bonus.

(f) An employee whose salary is above the maximum of the salary range is eligible for a performance bonus only to the extent that the base salary paid the employee plus the performance bonus allocated according to the employee's performance rating does not exceed the maximum salary paid on the adopted pay schedule for the applicable pay grade plus the allocated performance bonus calculated on the maximum salary on the pay schedule. This performance bonus shall be calculated as follows:

Line	Item	Calculation
1	Maximum of salary range	
2	% bonus due according to performance rating	
3	Dollar amount of performance bonus [Line 1 x Line 2]	
4	Maximum annual salary allowed [Line 1 + Line 3]	
5	Salary of employee paid above maximum of range	
6	Maximum performance bonus for employee paid above the range [Line 4 - Line 5]	
If Line 5 is greater than Line 4, the employee cannot receive a bonus.		

(g) An employee who separates from State service prior to the effective date performance bonuses are effective is not eligible to receive the increase.

History Note: Authority G.S. 126-7;

Eff. June 1, 1994;

Temporary Amendment Eff. September 1, 1996;

Amended Eff. August 1, 1998.

.2513 BASES FOR AWARDING INCREASES

(a) Each agency shall have an operative Performance Management System which has been approved by the Office of State Personnel using the North Carolina Performance Rating Scale. The complete requirements for an operative performance management system are defined in 25 NCAC 10 - Performance Management System.

(b) Eligibility for increases shall be based on the most recent work cycle completed and overall summary rating received during the previous 12-month period.

(c) The performance management system of each agency shall ensure that salary increases are distributed fairly, consistent with internal equity and with the Performance Management System. The State Personnel Director shall rescind any career growth recognition award or performance bonus that does not meet the intent of the provisions of the performance management rules and require the originating agency to reconsider or justify the increase. An increase or bonus does not meet the intent of the provisions of the performance management rules in the event that increases or bonuses are distributed:

- (1) in an arbitrary or capricious manner;
- (2) in a manner that violates laws prohibiting discrimination; or
- (3) to managers or supervisors whose failure to comply with the performance management rules resulted in the loss of an increase or a bonus by employees under their supervision.

(d) No agency shall set limits so as to preclude an eligible employee from receiving a career growth recognition award, cost-of-living adjustment, or performance bonus; or to initiate written disciplinary procedures for the purpose of precluding an eligible employee from receiving a cost-of-living adjustment.

(e) When a work cycle has been completed but an overall summary rating has not been given, the State Personnel Director may order the agency to give an accurate rating. If the agency fails to give a rating, the employee shall be given a rating of no less than level 3. Once a rating is given for work performed during a cycle for which the General Assembly has allocated funds for an increase under the Comprehensive Compensation System, the employee shall, if allowed by enactment by the General Assembly and the rules in this

Section be eligible for the increase retroactive to the date that other increases were awarded.

(f) Final Disciplinary Procedure Defined: For purposes of eligibility for salary increases, an employee in final disciplinary procedure is an employee whose personnel file includes:

- (1) two active disciplinary actions of any type; or
- (2) an active suspension without pay or demotion.

History Note: Filed as a Temporary Amendment Eff. July 1, 1994 for a period of 180 days or until the permanent rule becomes effective, whichever is sooner;

Authority G.S. 126-4; 126-7;

Eff. June 1, 1994;

Temporary Amendment Expired;

Temporary Amendment Eff. September 1, 1996;

Amended Eff. August 1, 1998.

.2514 FINAL DISCIPLINARY PROCEDURE

For purpose of this Section only, a final disciplinary procedure is deemed to be resolved:

- (1) when it becomes inactive in accordance with 25 NCAC 1J .0614(g);
- (2) when an authorized manager or supervisor places a written statement in the personnel file of an affected employee indicating that the issue addressed in the final written disciplinary procedure, while not inactive for purpose of future discipline, is sufficiently resolved to warrant the granting of the appropriate salary increase; or
- (3) when the presence of the same final written disciplinary procedure in the personnel file was utilized as a basis to deny a salary increase in a previous performance management cycle.

History Note: Authority G.S. 126-7;

Eff. June 1, 1994;

Temporary Amendment Eff. September 1, 1996;

Amended Eff. August 1, 1998.

SUBCHAPTER 1E - EMPLOYEE BENEFITS

SECTION .0700 - WORKER'S COMPENSATION LEAVE

.0705 ADMINISTRATION

(a) Each state agency shall accept employer liability for the state and pay claims. To assure the employee of the benefits provided by the Workers' Compensation Act and to effectively control the cost related to on-the-job injuries, each agency shall designate a Workers' Compensation Administrator to be responsible for the effectiveness of processing and monitoring the workers' compensation claims.

(b) The agency shall, on those cases that involve possible litigation issues, contact the Attorney General's Office.

(c) The agency shall submit all reportable claims and valid medical and compensation payments to the Industrial Commission for approval.

(d) The Office of State Personnel through its Employee Risk Control Services Division shall provide assistance to agency personnel in managing their workers' compensation programs and insure that all agencies provide consistent application of coverage and compensation to injured employees. This office also shall provide the agencies with the State Government Workers' Compensation Program Manual which is an operational manual used as a guide in processing workers' compensation claims.

(e) The Employee Risk Control Services Division shall measure and evaluate the effectiveness of the workers' compensation program at each agency and recommend changes to achieve optimum results. It shall maintain a statistical data base summarizing a statewide analysis of total expenditures and injuries, and develop training and educational materials for use in training programs for the agencies.

History Note: Authority G.S. 126-4;

Eff. November 1, 1987;

Amended Eff. August 1, 1998; September 1, 1989.

.0707 USE OF LEAVE

(a) When an employee is injured, he must go on workers' compensation leave and receive the workers' compensation weekly benefit after the required waiting period required by G.S. 97-28. One of the following options may be chosen:

- (1) Option 1: Elect to take sick or vacation leave during the required waiting period and then go on workers' compensation leave and begin drawing workers' compensation weekly benefits.
- (2) Option 2: Elect to go on workers' compensation leave with no pay for the required waiting period and then begin drawing workers' compensation weekly benefits.

If the injury results in disability of more than a specified number of days, as indicated in G.S. 97-28, the workers' compensation weekly benefit shall be allowed from the date of disability. If this occurs in the case of an employee who elected to use leave during the waiting period, no adjustment shall be made in the leave used for these workdays.

(b) Under options 1 and 2 in Paragraph (a) of this Rule, after the employee has gone on workers' compensation leave, the weekly benefit may be supplemented by the use of partial sick or vacation leave, earned prior to the injury, in accordance with a schedule published by the Office of State Personnel each year. Since the employee must receive the weekly benefit, this schedule shall provide an income approximately equal to the past practice of using 100 percent of sick or vacation leave.

(c) Compensatory time may be substituted for sick or vacation leave if applied within the time frames provided under the Hours of Work and Overtime Compensation Policy. (reference: 25 NCAC 1D, Section .1900, Rule .1928).

(d) If the employee has earned leave or compensatory time and chooses to use it while drawing the weekly benefit, it shall be paid on a temporary payroll at the employee's hourly rate of pay. It shall be subject to State and Federal withholding taxes and Social Security, but not subject to retirement, just the same

as other temporary pay.

Note: Once an election is made under Paragraphs (a) through (c), it may not be rescinded for the duration of the claim.

(e) Unused leave may be retained for future use.

(f) Employees injured on the job in a compensable accident who have returned to work, but continue to require medical or therapy visits to reach maximum medical improvement, shall not be charged leave for time lost from work for required medical or therapy treatment.

(g) Employee Refusal of Coverage: Under certain circumstances involving third party liability an employee may elect to refuse workers' compensation benefits. If an employee

refuses workers' compensation benefits for injuries resulting from an on the job injury a release statement, provided by the agency, must be signed by the employee. Unless there is a signed release statement an employee who loses time from work as a result of an on the job injury must be placed under the workers' compensation leave policy.

History Note: Authority G.S. 97-28; 126-4;

Eff. November 1, 1987;

Amended Eff. August 1, 1998; December 1, 1993; September 1, 1989; December 1, 1988.

This Section contains the agenda for the next meeting of the Rules Review Commission on Thursday, November 20, 1997, 10:00 a.m., at 1307 Glenwood Ave., Assembly Room, Raleigh, NC. Anyone wishing to submit written comment on any rule before the Commission should submit those comments to the RRC staff, the agency, and the individual Commissioners by Monday, November 17, 1997, at 5:00 p.m. Specific instructions and addresses may be obtained from the Rules Review Commission at 919-733-2721. Anyone wishing to address the Commission should notify the RRC staff and the agency at least 24 hours prior to the meeting.

RULES REVIEW COMMISSION MEMBERS

Appointed by Senate

Philip O. Redwine - Chairman
Jim Funderburke
Vernice B. Howard
Teresa L. Smallwood
David Twiddy

Appointed by House

Paul Powell - Vice Chairman
Mark Garside
Steve Rader
George Robinson
Anita White

RULES REVIEW COMMISSION MEETING DATES

November 20, 1997
December 18, 1997

January 15, 1998
February 19, 1998

The NC Rules Review Commission is considering adopting the following rule:

RULE #10 FILING RECEIPTS

- (a) When an agency files a permanent rule for which there is a temporary rule it shall obtain a dated and signed receipt from the RRC.
- (b) When an agency files any other permanent rule, it may obtain a dated and signed receipt from the RRC.
- (c) If the agency fails to obtain a receipt, the date of filing shall be considered the next 20th day of the month.

Written comment may be submitted to:

Joseph J. DeLuca, Jr., Staff Director
NC Rules Review Commission
1307 Glenwood Ave. #159
Raleigh, NC 27605

The deadline for submitting such comment is Monday, December 15, 1997.

A public hearing on the above rule is tentatively scheduled at the conclusion of the November 20, 1997 Rules Review Commission meeting, convening at 10:00 a.m.

Agency staff comment:

According to N.C.G.S. 150B-21.1(d)(5) a temporary rule expires 270 days after it was published in the North Carolina Register (NCR) unless the proposed permanent rule has been filed with the RRC. Recently some temporary rules have expired for failure to file the permanent rule on time. (Note that expiration of the temporary rule does not extinguish the permanent rulemaking. An agency may continue with its permanent rulemaking even though its temporary rule may have expired.) We have not normally noted the filing date with us of any rules; we simply accumulate them until the 20th of the month and then prepare the log for the following month.

Staff has proposed that the commission adopt a rule requiring agencies to obtain a filing receipt when filing a permanent rule replacing a temporary rule and permitting them to obtain a receipt for any other rule filing. Please note that there has never been an issue of whether or not a rule was filed with us or when precisely it was filed. We would like to keep it that way. To that end

we have proposed the above rule.

MEETING DATE: NOVEMBER 20, 1997**LOG OF FILINGS****RULES SUBMITTED: SEPTEMBER 20, 1997 THROUGH OCTOBER 20, 1997**

AGENCY/DIVISION	RULE NAME	RULE	ACTION
COMMERCE/DIVISION OF COMMUNITY ASSISTANCE			
	General	4 NCAC 19L .0401	Amend
	Size and Use of Grants	4 NCAC 19L .0403	Amend
	Grant Category Allocation	4 NCAC 19L .0404	Amend
	General Application Requirements	4 NCAC 19L .0407	Amend
	Description	4 NCAC 19L .0501	Amend
	Eligibility Requirements	4 NCAC 19L .0502	Amend
	Selection Criteria	4 NCAC 19L .0505	Amend
	Definition	4 NCAC 19L .0706	Amend
	Eligibility Requirements	4 NCAC 19L .0707	Amend
	Selection Criteria	4 NCAC 19L .0708	Amend
	Eligibility Requirements	4 NCAC 19L .0802	Amend
	Grant Agreement	4 NCAC 19L .0901	Amend
	Financial Management Systems	4 NCAC 19L .0906	Amend
	Program Income	4 NCAC 19L .0907	Amend
	Recordkeeping	4 NCAC 19L .0911	Amend
	Citizen Participation	4 NCAC 19L .1002	Amend
	Environmental Review	4 NCAC 19L .1004	Amend
	Housing Rehabilitation	4 NCAC 19L .1009	Amend
	Lead-Based Paint	4 NCAC 19L .1011	Amend
	Description	4 NCAC 19L .1301	Amend
	Eligibility Requirements	4 NCAC 19L .1302	Amend
	Election Criteria	4 NCAC 19L .1303	Amend
	Description	4 NCAC 19L .1701	Amend
	Eligibility Requirements	4 NCAC 19L .1702	Amend
	Selection Criteria	4 NCAC 19L .1703	Amend
	General	4 NCAC 19L .1801	Adopt
	Eligible Activities	4 NCAC 19L .1802	Adopt
	Eligibility Requirements	4 NCAC 19L .1803	Adopt
	Size of Loan Approvals	4 NCAC 19L .1804	Adopt
	Selection Criteria	4 NCAC 19L .1805	Adopt
DHHS/DIVISION OF FACILITY SERVICES			
	Applicability of Rules	10 NCAC 3R .3002	Adopt
	Applicability of Rules	10 NCAC 3R .3051	Adopt
	Certificate of Need	10 NCAC 3R .3052	Adopt
	Certificate of Need	10 NCAC 3R .3053	Adopt
	Multi-County Groupings	10 NCAC 3R .3054	Adopt
	Reallocations and Adjustments	10 NCAC 3R .3055	Adopt
	Dialysis Station	10 NCAC 3R .3056	Adopt
	Acute Care Bed Need	10 NCAC 3R .3057	Adopt
	Rehabilitation Bed Need	10 NCAC 3R .3058	Adopt
	Ambulatory Surgical Facilities Need	10 NCAC 3R .3059	Adopt
	Open Heart Surgery Services	10 NCAC 3R .3060	Adopt
	Heart-Lung Bypass Machines	10 NCAC 3R .3061	Adopt

Heart-Lung Bypass Machines	10 NCAC 3R .3062	Adopt
Cardiac Catheterization	10 NCAC 3R .3063	Adopt
Cardiac Catheterization	10 NCAC 3R .3064	Adopt
Cardiac Angioplasty Equipment	10 NCAC 3R .3065	Adopt
Cardiac Angioplasty Equipment	10 NCAC 3R .3066	Adopt
Burn Intensive Care Services	10 NCAC 3R .3067	Adopt
Positron Emission Tomography	10 NCAC 3R .3068	Adopt
Bone Marrow Transplantation	10 NCAC 3R .3069	Adopt
Solid Organ Transplantation	10 NCAC 3R .3070	Adopt
Gamma Knife Need	10 NCAC 3R .3071	Adopt
Nursing Care Bed Need	10 NCAC 3R .3072	Adopt
Demonstration Project	10 NCAC 3R .3073	Adopt
Home Health Agency Office Need	10 NCAC 3R .3074	Adopt
Hospice Need Determination	10 NCAC 3R .3075	Adopt
Hospice Inpatient Facility Bed	10 NCAC 3R .3076	Adopt
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Chemical Dependency Treatment	10 NCAC 3R .3078	Adopt
Intermediate Care Beds	10 NCAC 3R .3079	Adopt
Policies for General Acute Care	10 NCAC 3R .3080	Adopt
Policies for Inpatient Rehab Services	10 NCAC 3R .3081	Adopt
Policies for Ambulatory Surgical	10 NCAC 3R .3082	Adopt
Policies for Nursing Care	10 NCAC 3R .3083	Adopt
Policies for Home Health Services	10 NCAC 3R .3084	Adopt
Policies for End-Stage Renal Disease	10 NCAC 3R .3085	Adopt
Policies for Psychiatric Inpatient	10 NCAC 3R .3086	Adopt
Policies for Chemical Dependency	10 NCAC 3R .3087	Adopt
Policies for Intermediate Care	10 NCAC 3R .3088	Adopt

LABOR/OSHA

Copies Available	13 NCAC 7A .0302	Amend
Variances	13 NCAC 7A .0708	Amend
General Industry	13 NCAC 7F .0101	Amend
Life Safety Code	13 NCAC 7F .0102	Amend
Construction	13 NCAC 7F .0201	Amend
Agriculture	13 NCAC 7F .0301	Amend
Source of Standards	13 NCAC 7F .0426	Amend
Shipyard Employment	13 NCAC 7F .0501	Amend
Marine Terminals	13 NCAC 7F .0502	Amend

DENR/COASTAL RESOURCES COMMISSION

Public Water Supply	15A NCAC 7H .0406	Amend
General Conditions	15A NCAC 7H .1104	Amend
General Conditions	15A NCAC 7H .1204	Amend
General Conditions	15A NCAC 7H .1304	Amend
General Conditions	15A NCAC 7H .1404	Amend
General Conditions	15A NCAC 7H .1504	Amend
General Conditions	15A NCAC 7H .1704	Amend
General Conditions	15A NCAC 7H .1804	Amend
General Conditions	15A NCAC 7H .1904	Amend
General Conditions	15A NCAC 7H .2004	Amend
General Conditions	15A NCAC 7H .2104	Amend
Declaration of General Policy	15A NCAC 7M .0301	Amend
Purpose and Definition	15A NCAC 7M .0302	Amend
Guidance for Public Access	15A NCAC 7M .0303	Amend
Local Participation	15A NCAC 7M .0304	Repeal
Mandatory Public Notice	15A NCAC 7M .0305	Repeal
Local Government	15A NCAC 7M .0306	Adopt

Eligible Applicants	15A NCAC 7M .0307	Adopt
Public Involvement	15A NCAC 7M .0308	Adopt
Compliance	15A NCAC 7M .0309	Amend

DEPARTMENT OF REVENUE

Mail-Order Business	17 NCAC 4B .0109	Repeal
Part-Time	17 NCAC 4B .0203	Repeal
Drag Strips	17 NCAC 4B .0308	Amend
Go-Cart Races	17 NCAC 4B .0309	Amend
Suspension of Professional Licenses	17 NCAC 4B .0615	Amend
Electricity Bills	17 NCAC 4B .0901	Repeal
Mail Collection	17 NCAC 4B .0902	Repeal
Ices	17 NCAC 4B .1302	Repeal
Other Applicable Licenses Due	17 NCAC 4B .1305	Repeal
Peddling by Foot	17 NCAC 4B .1306	Repeal
Project License Not Prorated	17 NCAC 4B .1401	Repeal
Date Due	17 NCAC 4B .1402	Repeal
Ceded Areas	17 NCAC 4B .1403	Repeal
Building on Land Owned by Builder	17 NCAC 4B .1404	Repeal
Air Conditioning	17 NCAC 4B .1405	Repeal
Painting Contractor	17 NCAC 4B .1406	Repeal
Elevators & Automatic Sprinklers	17 NCAC 4B .1407	Repeal
Number Licensed by Board	17 NCAC 4B .1601	Repeal
Governmental Facilities	17 NCAC 4B .1602	Repeal
Restaurant License Liability	17 NCAC 4B .1703	Repeal
YMCA or YWCA	17 NCAC 4B .1704	Repeal
Summer Camp	17 NCAC 4B .1705	Repeal
Church Assembly	17 NCAC 4B .1706	Repeal
Hotels Charging Admission	17 NCAC 4B .1709	Repeal
Cafeterias for Employees	17 NCAC 4B .1803	Repeal
Hospitals	17 NCAC 4B .1804	Repeal
Clubs; Commercial Operation	17 NCAC 4B .1805	Repeal
Clubs; Noncommercial Operation	17 NCAC 4B .1806	Repeal
Prepared Food	17 NCAC 4B .1807	Repeal
Chain Store License	17 NCAC 4B .1808	Repeal
Outside Seating	17 NCAC 4B .1809	Repeal
Catering Service	17 NCAC 4B .1810	Repeal
Coin-Operated Radio	17 NCAC 4B .2002	Repeal
Empty Cup	17 NCAC 4B .2113	Repeal
Coffee and Hot Chocolate	17 NCAC 4B .2114	Repeal
Photostat & Photograph Machines	17 NCAC 4B .2116	Repeal
Dual Purpose Vending Machine	17 NCAC 4B .2117	Repeal
Electronic Video Games	17 NCAC 4B .2209	Repeal
Halving or Quartering Only	17 NCAC 4B .2302	Repeal
Cold Storage Room	17 NCAC 4B .2303	Repeal
Rugs Only	17 NCAC 4B .2401	Repeal
Cleaning Furniture in the Home	17 NCAC 4B .2402	Repeal
Educational Institutions	17 NCAC 4B .3001	Repeal
Rugs Only	17 NCAC 4B .3002	Repeal
Industrial Rags and Wipers	17 NCAC 4B .3004	Repeal
Diaper Services	17 NCAC 4B .3006	Repeal
Advertising by Candidate	17 NCAC 4B .3101	Repeal
Supplemental Application	17 NCAC 4B .3102	Repeal
Applicability of License to Another	17 NCAC 4B .3401	Repeal
Parking Facilities	17 NCAC 4B .3402	Repeal
Auto Dealer License	17 NCAC 4B .3403	Repeal
Recapping Tires Only	17 NCAC 4B .3404	Repeal

No Transfer Fee	17 NCAC 4B .3406	Repeal
Finance Companies	17 NCAC 4B .3407	Repeal
Self-Service Car Wash	17 NCAC 4B .3408	Repeal
Grocery Store Sales	17 NCAC 4B .3409	Repeal
Automobile Auction	17 NCAC 4B .3410	Repeal
Car Brokers	17 NCAC 4B .3411	Repeal
Mobile Service & Repair	17 NCAC 4B .3412	Repeal
Applying Full Year	17 NCAC 4B .3413	Repeal
Garage Selling to Another Garage	17 NCAC 4B .3414	Repeal
Motors Installed to Frames	17 NCAC 4B .3501	Repeal
Chain Store License	17 NCAC 4B .3502	Repeal
Liability for Two Licenses	17 NCAC 4B .3601	Repeal
Agencies Providing Temporary Workers	17 NCAC 4B .3602	Repeal
One License	17 NCAC 4B .3702	Repeal
Structure Supporting Electrical Fixtures	17 NCAC 4B .3704	Repeal
Ice Cream Defined	17 NCAC 4B .3902	Repeal
ABC Stores	17 NCAC 4B .4001	Repeal
Beach Stand or Store	17 NCAC 4B .4003	Repeal
Coal Dealer	17 NCAC 4B .4004	Repeal
Exemption	17 NCAC 4B .4005	Repeal
Leased Departments	17 NCAC 4B .4007	Repeal
Meat Packing House	17 NCAC 4B .4008	Repeal
Partnership & Corporation	17 NCAC 4B .4009	Repeal
Redemption Stores	17 NCAC 4B .4010	Repeal
Restaurants	17 NCAC 4B .4011	Repeal
Undertaking	17 NCAC 4B .4012	Repeal
Warehouse	17 NCAC 4B .4013	Repeal
Wholesale & Retail	17 NCAC 4B .4014	Repeal
Supplemental Form	17 NCAC 4B .4101	Repeal
Acting as Distributor	17 NCAC 4B .4102	Repeal
Application for Privilege License	17 NCAC 4B .4301	Amend
Small Two-Wheel Vehicle	17 NCAC 4B .4501	Repeal
Bottler Selling Drink Dispensers	17 NCAC 4B .4502	Repeal
Not Specifically Mentioned	17 NCAC 4B .4503	Repeal
Government Campgrounds	17 NCAC 4B .4504	Repeal
College Union	17 NCAC 4B .4505	Repeal
Prison Camps	17 NCAC 4B .4506	Repeal
Veterans Clubs	17 NCAC 4B .4507	Repeal
Commissary	17 NCAC 4B .4508	Repeal
Municipality	17 NCAC 4B .4509	Repeal
Federal Government	17 NCAC 4B .4510	Repeal
State Government	17 NCAC 4B .4511	Repeal
Credit Unions	17 NCAC 4B .4512	Repeal
School Lunchroom	17 NCAC 4B .4513	Repeal
Governmental Activity	17 NCAC 4B .4514	Repeal
Nonprofit Private Clubs	17 NCAC 4B .4515	Repeal
Shuffleboard, etc.	17 NCAC 4B .4516	Repeal
Ski Slopes	17 NCAC 4B .4517	Repeal
Several Operators at One Location	17 NCAC 4B .4518	Repeal
Free Record	17 NCAC 4B .4519	Repeal
Flashlight Batteries	17 NCAC 4B .4520	Repeal
Shortwave Radios	17 NCAC 4B .4521	Repeal
Form to be Used for Filing	17 NCAC 5B .0403	Repeal
Form to be Used for Filing	17 NCAC 5B .0503	Repeal
Taxable Percentages	17 NCAC 5B .1801	Repeal
No Return Filed	17 NCAC 5B .1802	Repeal
Two Returns Filed	17 NCAC 5B .1803	Repeal

RULES REVIEW COMMISSION

Change in Name	17 NCAC 5B .1804	Repeal
Amended and Adjusted Returns	17 NCAC 5B .1805	Repeal
Mergers	17 NCAC 5B .1806	Repeal
Property Transfers	17 NCAC 7B .0117	Amend
Commercial Fishermen	17 NCAC 7B .0123	Amend
Electric Power Companies	17 NCAC 7B .0404	Amend
Certain Sales to Animal Farmers	17 NCAC 7B .1123	Amend
Sales to State	17 NCAC 7B .1703	Amend
Electricity	17 NCAC 7B .2101	Amend
Feed: Remedies: Vaccines	17 NCAC 7B .4003	Amend
Feed for Riding Stables	17 NCAC 7B .4009	Amend

NC AUCTIONEERS COMMISSION

Filing and Fees	21 NCAC 4B .0202	Amend
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NC STATE BOARD OF EXAMINERS FOR SPEECH AND LANGUAGE PATHOLOGISTS AND AUDIOLOGISTS

Adequacy of Records	21 NCAC 64 .0209	Adopt
Definitions	21 NCAC 64 .1001	Adopt
General Requirements	21 NCAC 64 .1002	Adopt
License Requirements	21 NCAC 64 .1003	Adopt
Authorized Tasks	21 NCAC 64 .1004	Adopt
Supervision	21 NCAC 64 .1005	Adopt

RULES REVIEW OBJECTIONS**COMMERCE****Credit Union Division**

4 NCAC 6C .0407 - Business Loans Agency Revised Rule	<i>RRC Objection</i> <i>Obj. Removed</i>	08/21/97 09/18/97
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DENTAL EXAMINERS

21 NCAC 16I .0001 - Applications Agency Revised Rule	<i>RRC Objection</i> <i>Obj. Removed</i>	09/18/97 10/16/97
21 NCAC 16M .0003 - Primary Source Verification Fee Agency Revised Rule	<i>RRC Objection</i> <i>Obj. Removed</i>	09/18/97 10/16/97

ENVIRONMENT, HEALTH, AND NATURAL RESOURCES**Coastal Resources Commission**

15A NCAC 7H .0208 - Use Standards Agency Revised Rule	<i>RRC Objection</i> <i>Obj. Removed</i>	08/21/97 09/18/97
15A NCAC 7H .1204 - General Conditions Agency Revised Rule	<i>RRC Objection</i> <i>Obj. Removed</i>	08/21/97 09/18/97

Health Services

15A NCAC 18A .1938 - Responsibilities	<i>RRC Objection</i>	10/16/97
15A NCAC 18A .1958 - Non-Ground Absorption Sewage Treatment Systems	<i>RRC Objection</i>	10/16/97

Soil and Water Conservation

15A NCAC 6E .0104 - Best Management Practices Eligible for Cost Share Payments	<i>RRC Objection</i>	10/16/97
15A NCAC 6E .0105 - Cost Share and Incentive Payments	<i>RRC Objection</i>	10/16/97

Water Pollution Controls Systems

15A NCAC 8F .0201 - Duties and Requirements of Owners No Response from Agency	<i>RRC Objection</i> <i>Obj. Cont'd</i>	09/18/97 10/16/97
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15A NCAC 8F .0203 - *Duties and Requirements of an Operator in Charge*
No Response from Agency

RRRC Objection
Obj. Cont'd

09/18/97
10/16/97

HUMAN RESOURCES

Facility Services

10 NCAC 3D .2001 - <i>Definitions</i>	<i>RRRC Objection</i>	10/16/97
10 NCAC 3D .2101 - <i>Level I Trauma Center Criteria</i>	<i>RRRC Objection</i>	10/16/97
10 NCAC 3D .2102 - <i>Level II Trauma Center Criteria</i>	<i>RRRC Objection</i>	10/16/97
10 NCAC 3D .2105 - <i>Initial Designation Process</i>	<i>RRRC Objection</i>	10/16/97
10 NCAC 3D .2106 - <i>Renewal Designation Process</i>	<i>RRRC Objection</i>	10/16/97
10 NCAC 3D .2201 - <i>Denial, Probation, Vol. Withdrawal/Rev/Trauma Ctr Designation</i>	<i>RRRC Objection</i>	10/16/97
10 NCAC 3D .2303 - <i>Regional Trauma System Policy Development</i>	<i>RRRC Objection</i>	10/16/97

Medical Assistance

10 NCAC 26B .0113 - <i>NC Medicaid Criteria/Cont'd Acute Stay/Inpatient Psych. Facility Rule Withdrawn by Agency</i>		09/18/97
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Social Services Commission

10 NCAC 42J .0005 - <i>Funding for Medical Services Agency Revised Rule</i>	<i>RRRC Objection</i> <i>Obj. Removed</i>	08/21/97 09/18/97
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PUBLIC INSTRUCTION

16 NCAC 6C .0307 - <i>Certificate Renewal</i>	<i>RRRC Objection</i>	10/16/97
16 NCAC 6D .0103 - <i>Graduation Requirements</i>	<i>RRRC Objection</i>	10/16/97
16 NCAC 6D .0301 - <i>Testing Requirements and Opportunities</i>	<i>RRRC Objection</i>	10/16/97
16 NCAC 6G .0305 - <i>End-of-Course Tests</i>	<i>RRRC Objection</i>	10/16/97
16 NCAC 6G .0306 - <i>Testing Code of Ethics</i>	<i>RRRC Objection</i>	10/16/97
16 NCAC 6G .0307 - <i>Assistance Teams</i>	<i>RRRC Objection</i>	10/16/97
16 NCAC 6G .0308 - <i>Due Process Protections</i>	<i>RRRC Objection</i>	10/16/97

This Section contains the full text of some of the more significant *Administrative Law Judge* decisions along with an index to all recent contested cases decisions which are filed under North Carolina's *Administrative Procedure Act*. Copies of the decisions listed in the index and not published are available upon request for a minimal charge by contacting the Office of *Administrative Hearings*, (919) 733-2698.

OFFICE OF ADMINISTRATIVE HEARINGS

Chief Administrative Law Judge
JULIAN MANN, III

Senior Administrative Law Judge
FRED G. MORRISON JR.

ADMINISTRATIVE LAW JUDGES

Brenda B. Becton
Sammie Chess Jr.
Beecher R. Gray

Meg Scott Phipps
Robert Roosevelt Reilly Jr.
Dolores O. Smith

<u>AGENCY</u>	<u>CASE NUMBER</u>	<u>ALJ</u>	<u>DATE OF DECISION</u>	<u>PUBLISHED DECISION REGISTER CITATION</u>
ADMINISTRATION				
E. Edward Gambill v. Department of Administration	97 DOA 0364	Reilly	09/10/97	
ALCOHOLIC BEVERAGE CONTROL COMMISSION				
Michael's Mini Mart v. Alcoholic Beverage Control Commission	92 ABC 1601	Gray	08/18/97	
Everette Craig Hornbuckle v. Alcoholic Beverage Control Commission	93 ABC 0987	Gray	08/18/97	
Saleh Ahmed Ali Futhah v. Alcoholic Beverage Control Commission	94 ABC 0264	Gray	08/18/97	
Carolyn T. Ray v. Alcoholic Beverage Control Commission	95 ABC 0429	Gray	09/23/97	
Alcoholic Beverage Control Commission v. Fast Fare, Inc.	96 ABC 0483	Morrison	06/18/97	
Alcoholic Beverage Control Commission v. Mendoza Enterprises, Inc.	96 ABC 1196	Gray	08/26/97	
Paul Tyler IV Enterprises, Inc., Alpha Vinson T/A Mirrors (Sid's Showgirls) v. Alcoholic Beverage Control Commission and City of Goldsboro and Gurnan Khera	96 ABC 1804	Morrison	09/29/97	
Nasar Sader v. Alcoholic Beverage Control Commission	97 ABC 0030	Phipps	10/08/97	
Alcoholic Beverage Control Commission v. Paradise Landing, Inc.	97 ABC 0031	Gray	06/13/97	
OFFISS, Inc. v. Alcoholic Beverage Control Commission	97 ABC 0118	Gray	09/17/97	
Alcoholic Beverage Control Commission v. Altaf Hussain	97 ABC 0312	Mann	07/29/97	
Alcoholic Beverage Control Commission v. Robert Johnson	97 ABC 0321	Gray	08/25/97	
Alcoholic Beverage Control Commission v. Masonboro County Store, Inc.	97 ABC 0432	Reilly	09/09/97	
Daniel Gary Ledbetter v. Alcoholic Beverage Control Commission	97 ABC 0443	Gray	07/08/97	
Alcoholic Beverage Control Comm. v. Raymond Lee	97 ABC 0488	Smith	10/30/97	
Alcoholic Beverage Control Comm. v. Percy Daniel Bowen	97 ABC 0495	Morrison	09/24/97	
Alcoholic Beverage Control Commission v. Bridgette Dee Williams	97 ABC 0576	Phipps	09/04/97	
Alcoholic Beverage Control Commission v. Westside Tavern, Inc.	97 ABC 0586	Phipps	09/17/97	
Alcoholic Beverage Control Commission v. Grove Park Inn Resort, Inc.	97 ABC 0706	Morrison	09/15/97	12-07 NCR 609
Alcoholic Beverage Control Commission v. Kimberly Loette Hankins	97 ABC 0897	Gray	10/06/97	
CORRECTION				
David M. Boone v. Correction, Div. of Prison Admin. Remedy Procedure	97 DOC 0534	Morrison	06/16/97	
CRIME CONTROL AND PUBLIC SAFETY				
Della Sherrod v. Crime Victims Compensation Commission	96 CPS 0300	Chess	07/18/97	
Mary A. Kearney v. CPS, Victims Compensation Commission	96 CPS 2033	Becton	09/26/97	
Beverly McLaughlin v. Crime Victims Compensation Commission	97 CPS 0170	Phipps	08/29/97	
Malcolm W. Fields v. Crime Victims Compensation Commission	97 CPS 0360	Chess	09/12/97	
Rodney P. Hodge v. Crime Victims Compensation Commission	97 CPS 0449	Reilly	07/01/97	

CONTESTED CASE DECISIONS

<u>AGENCY</u>	<u>CASE NUMBER</u>	<u>ALJ</u>	<u>DATE OF DECISION</u>	<u>PUBLISHED DECISION REGISTER CITATION</u>
Billy Steen v. Crime Victims Compensation Commission	97 CPS 0472	Morrison	07/23/97	
Clifford R. Pulley v. Crime Victims Compensation Commission	97 CPS 0523	Gray	08/06/97	
Curtis Jermaine Newkirk v. Crime Victims Compensation Commission	97 CPS 0645	Morrison	10/03/97	
Gregory Bynum v. Crime Victims Compensation Commission	97 CPS 0901	Reilly	10/16/97	
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Herbert C. Avery v. Environment, Health, and Natural Resources	96 EHR 0161	Chess	09/23/97	
Linda Collie v. Lenoir County Health Department	96 EHR 0264	Becton	07/16/97	
Leroy Anderson v. County of Moore Department of Health	96 EHR 1969	Morrison	07/15/97	12.03 NCR 223
E H. Garner v. New Hanover Health Department	96 EHR 1972	Gray	08/07/97	
Peter D. McDowell, Sr. v. New Hanover Health Department	96 EHR 2075	Gray	08/07/97	
Rigging Homeowners Assoc., Inc. v. Environment, Health, & Natural Res.	97 EHR 0263	Reilly	08/13/97	
John Ronald Taylor v. Environment, Health, & Natural Resources	97 EHR 0275	Reilly	06/09/97	
Rick Parker v. Pitt County Health Dept. Mr. Ernie Nichols	97 EHR 0470	Phipps	07/01/97	
James R. Melvin v. Environment and Natural Resources	97 EHR 0682	Phipps	09/23/97	
Lee A. Riggs v. Craven County Health Department	97 EHR 0851	Becton	10/02/97	
Robert E. Cahoon v. Carteret County Health Department	97 EHR 0878	Becton	09/30/97	
John Martin v. Environment, Health, and Natural Resources	97 EHR 0993* ²¹	Phipps	10/13/97	
John Martin v. Environment, Health, and Natural Resources	97 EHR 0994* ²¹	Phipps	10/13/97	
<i>Land Resources</i>				
James H. Lowdermilk & J. Wayne Lowdermilk v. EHNR, Land Res.	96 EHR 0745	Gray	10/30/97	
Charles G. Smith v. EHNR, Division of Land Resources	96 EHR 0855	Gray	10/30/97	
Henry Yancey Ingram, II & Hope Fanning Ingram v. EHNR, Land Res.	96 EHR 0908	Gray	10/30/97	
<i>Environmental Management</i>				
Henry G. Dail, Dail Brothers v. EHNR, Environmental Management	96 EHR 2104	Gray	08/27/97	
<i>Marine Fisheries</i>				
John A. Trahan v. EHNR, Division of Marine Fisheries	97 EHR 0400	Chess	10/30/97	
<i>Maternal and Child Health</i>				
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<i>Solid Waste Management</i>				
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<i>Water Quality</i>				
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RAYCO Utilities, Inc., Briarwood WWTP v. EHNR, Div. of Water Quality	97 EHR 0412	Smith	10/29/97	
RAYCO Utilities, Inc., Greystone Forrest WWTP v. EHNR, Water Quality	97 EHR 0643* ²²	Smith	10/29/97	
RAYCO Utilities, Inc., Melville Heights MHP and	97 EHR 0644* ²²	Smith	10/29/97	
RAYCO Utilities, Inc., Penman Heights MHP v. EHNR, Water Quality				
RAYCO Utilities, Inc., Melville Heights MHP and				
RAYCO Utilities, Inc., Penman Heights MHP v. EHNR, Water Quality				
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John & Veronica Spearman v. Department of Human Resources	96 DHR 1543	Chess	09/12/97	
New Beginnings Christian Academy v. Department of Human Resources	96 DHR 1925	Reilly	08/22/97	
Cindy G. Geho v. Office of Administrative Hearings, R. Marcus Lodge	97 DHR 0286	Chess	07/23/97	
Helen Wyman v. Department of Human Resources	97 DHR 0407	Reilly	08/08/97	
DeRothea G. Williams d/b/a Dee Williams & Company, a proprietorship v. Buncombe County Partnership for Children, Inc., a NC Nonprofit Corp.; NC Department of Human Resources [Division of Child Development], NC Department of Environment, Health, and Natural Resources [Division of Maternal and Child Health]	97 DHR 0424	Morrison	09/22/97	
Lorraine M. Monroe v. Department of Human Resources	97 DHR 0540	Gray	10/30/97	
Linda Rouse Sharp v. Department of Human Resources	97 DHR 0610	Mann	08/28/97	
Ocelee Gibson v. Department of Human Resources	97 DHR 0658	Reilly	07/22/97	
Larry Patton v. Department of Human Resources	97 DHR 0829	Phipps	10/17/97	
Rita Faircloth v. Department of Human Resources	97 DHR 0900	Reilly	08/15/97	
<i>Division of Child Development</i>				
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Cindy G. Geho v. Human Resources, Division of Child Development	97 DHR 0966	Phipps	08/29/97	
<i>Division of Facility Services</i>				
Ava McKinney v. DHR, Division of Facility Services	96 DHR 2061	Chess	07/08/97	
Mercy Eghuleonu v. DHR, Facility Svcs, Health Care Personnel Reg. Sec.	97 DHR 0172	Becton	07/16/97	
Mercy Egbuleonu v. Human Resources, Division of Facility Services	97 DHR 0450	Gray	09/02/97	

CONTESTED CASE DECISIONS

<u>AGENCY</u>	<u>CASE NUMBER</u>	<u>ALJ</u>	<u>DATE OF DECISION</u>	<u>PUBLISHED DECISION REGISTER CITATION</u>
Kizzie Cooper v. DHR, Facility Svcs, Health Care Personnel Registry Sec.	97 DHR 0459	Phipps	06/09/97	
Maggie J. Barnhill v. DHR, Facility Svcs, Health Care Pers. Reg. Sec.	97 DHR 0465	Gray	07/30/97	
Emma Faison v. DHR, Division of Facility Services	97 DHR 0471	Gray	07/15/97	
Eugene Donald Caldwell v. DHR, Division of Facility Services	97 DHR 0480	Gray	10/10/97	
Patricia Addison v. DHR, Facility Svcs, Health Care Personnel Reg. Sec.	97 DHR 0521	Mann	07/25/97	
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Therese Victoria Wilson v. DHR, Fac. Svcs, Health Care Pers. Reg. Sec.	97 DHR 0632	Phipps	08/25/97	
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Carl Locklear v. Department of Human Resources	96 CSE 1338	Mann	07/07/97	
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* Consolidated Cases.

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Julius O. Webb v. Hertford County Board of Education	97 EDC 0736	Gray	09/09/97	
H. Margaret Willets v. Department of Public Instruction	97 EDC 0978	Phipps	10/29/97	
Karen Clark Ceccato v. Department of Public Instruction	97 EDC 0989	Smith	09/16/97	
Carl Smith Herman v. State Board of Education	97 EDC 1050	Becton	10/27/97	
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<i>Brunswick Community College</i>				
Dr. Donald W. Skinner v. Brunswick Community College	97 OSP 0310	Phipps	06/12/97	
<i>Correction</i>				
Rodney Jones, Paula Hawkins, James McKoy v. Dept. of Correction	96 OSP 1051* ¹	Phipps	08/20/97	
Rodney Jones, Paula Hawkins, James McKoy v. Dept. of Correction	96 OSP 1119* ¹	Phipps	08/20/97	
Rodney Jones, Paula Hawkins, James McKoy v. Dept. of Correction	96 OSP 1120* ¹	Phipps	08/20/97	
Larry Wayne Pruitt, Jr. v. Department of Correction	96 OSP 1133	Gray	08/11/97	
William Hershel Bradley v. Franklin Freeman, Supt. Mark Hughes, Grant Spicer, Asst. Supt. Wade Hatley, et al. Department of Correction	96 OSP 1604	Phipps	06/19/97	

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Dennis Harrell v. Department of Correction	96 OSP 2039	Chess	06/18/97	
Ray Evans Joyner v. Correction, Div. of Adult Probation/Parole	97 OSP 0100	Becton	09/18/97	
Morton Floyd v. New Hanover Department of Correction	97 OSP 0152	Gray	06/13/97	
William A. Rich v. Dennis Rowland (Asst. Supt.) Wake Corr. Ctr. DOC	97 OSP 0542	Gray	09/02/97	
Torie M. Osborne v. Department of Correction	97 OSP 0601	Smith	10/27/97	
Lonnie F. McCaskill, III v. Department of Correction	97 OSP 0761	Gray	10/02/97	
William E. McCaskill v. Department of Correction	97 OSP 0770	Becton	09/26/97	
Ronald M. Johnson v. Emp. Rel. Comm., DOC (Morrison Youth Inst.)	97 OSP 0940	Gray	10/02/97	
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Timothy M. Lassiter v. Crime Control & Public Safety, St. Hwy Patrol	97 OSP 0423	Phipps	10/29/97	
Carroll E. Ward v. State Highway Patrol	97 OSP 0750	Mann	09/16/97	
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Broxie J. Nelson v. Employment Security Commission	96 OSP 0378	Becton	07/10/97	
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James S. Kantor v. Environment, Health, and Natural Resources	96 OSP 0633	Smith	09/30/97	12:09 NCR 854
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Willie D. Parks v. Cherry Hospital, Department of Human Resources	96 OSP 0617	Phipps	09/10/97	
Robert Tilson Morley v. Department of Human Resources	96 OSP 0969	Gray	08/21/97	
Glen Sutton v. Cumberland County Department of Social Services	96 OSP 1296	Gray	07/17/97	
Brenda C. Burgess v. Dept. of Human Resources (Broughton Hospital)	96 OSP 1485	Phipps	10/13/97	
Pamela Massey v. Department of Human Resources	96 OSP 1927	Becton	08/28/97	12:06 NCR 497
Clifton Dean Hill v. Department of Human Resources	97 OSP 0007	Phipps	06/20/97	12:02 NCR 107
Bennie Allen Suttle v. Department of Human Resources	97 OSP 0069	Reilly	09/30/97	
Calvin E. Kaiser v. Southeastern Mental Health Center	97 OSP 0073	Gray	08/08/97	
Sandra Riley v. Onslow County Department of Social Services	97 OSP 0217	Reilly	10/14/97	
Vicky Angel Morgan v. Buncombe County Department of Social Services	97 OSP 0283	Becton	10/02/97	
Rick A. Sanders v. Department of Health and Human Services	97 OSP 0307	Reilly	10/16/97	
Troy Gaines v. Durham County Mental Health Department	97 OSP 0347	Mann	08/05/97	
Edward Percell Eason v. Department of Human Resources	97 OSP 0363	Gray	08/15/97	
Lisha Dawn Byrd v. Human Resources (Western Carolina Center)	97 OSP 0491	Morrison	08/28/97	
Richard G. Steeves v. Scotland County Board of Health	97 OSP 0622* ²³	Phipps	10/21/97	
Antonio A. Archibeque v. Barbara D. Whitley, Dir, Stanly County DSS	97 OSP 0663	Smith	09/02/97	
DHR, Deaf & Hard of Hearing CNCSD, Evonne Broadnax v. DHR, Deaf & Hard of Hearing CNCSD	97 OSP 0756	Becton	09/03/97	
Richard G. Steeves v. Scotland County Board of Health & Scotland County	97 OSP 0760* ²³	Phipps	10/21/97	
Julia R. Baker v. Union County Department of Social Services	97 OSP 0783	Gray	10/13/97	
<i>Public Instruction</i>				
Frances Phillips Melott v. Department of Public Instruction	95 OSP 0907	Trawick	06/09/97	
<i>Transportation</i>				
Wendell L. Webb v. Department of Transportation, Ferry Division	96 OSP 1710* ²⁴	Phipps	10/31/97	
Wendell L. Webb v. Department of Transportation, Ferry Division	97 OSP 0198* ²⁴	Phipps	10/31/97	
Frank A. Tice, III v. Department of Transportation	97 OSP 0380	Mann	09/05/97	
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Boyd S. Taylor v. NC Central University	94 OSP 0363	Chess	09/12/97	
Diane Riggsbee-Raynor v. UNC at Chapel Hill	96 OSP 0326	Chess	06/04/97	12:01 NCR 39
Helen McIntyre v. UNC-TV University of North Carolina	96 OSP 0822	Gray	09/26/97	
Elaine P. Browne v. Winston-Salem State University	96 OSP 1007	Reilly	09/24/97	
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Darrell J. Hampton v. NC Central University	97 OSP 0155	Mann	08/11/97	
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Kenneth L. Jarman v. East Carolina University	97 OSP 0249	Gray	09/26/97	
William A. Covington v. NC A & T State University	97 OSP 0686	Becton	08/29/97	
Beth W. Vinson v. Western Carolina University	97 OSP 0762	Phipps	10/10/97	
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Greenway Capital Corp. & Stacey Lee Davis v. Securities Div. Sec'y/State	94 SOS 0097	Gray	10/28/97	
Teresa M. Coltrain v. Secretary of State	97 SOS 0499	Reilly	10/22/97	12:10 NCR 914
<i>STATE TREASURER</i>				
Shelby H. Underwood, et.al. v. Trustees Teachers/St Emp Ret. Sys.	96 DST 0390	Reilly	08/05/97	
Richard Albert Jose v. State Treasurer Retirement Systems Div.	97 DST 0281	Reilly	10/02/97	

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<u>AGENCY</u>	<u>CASE NUMBER</u>	<u>ALJ</u>	<u>DATE OF DECISION</u>	<u>PUBLISHED DECISION REGISTER CITATION</u>
TRANSPORTATION Audrey W. Harris v. Transportation, Manson/Wheat Contr., & Wake Elec.	97 DOT 0566	Gray	07/28/96	

STATE OF NORTH CAROLINA
COUNTY OF CRAVEN

IN THE OFFICE OF
ADMINISTRATIVE HEARINGS
97 SOS 0499

TERESA M. COLTRAIN, Petitioner,)	
)	
)	
v.)	RECOMMENDED DECISION
)	
SECRETARY OF STATE, Respondent.)	
)	

This matter came on for hearing before the undersigned administrative law judge on September 29, 1997, in Raleigh.

The petitioner appeared *pro se*. Ms. Jo Ann Weaver Hull represented the respondent. The petitioner testified. The respondent presented one witness and introduced three exhibits. Briefs were filed on October 7 and 20, 1997.

ISSUE

Did the respondent properly revoke the petitioner's notary public commission?

FINDINGS OF FACT

1. The Secretary of State is authorized by GS Chapter 10A to grant, deny and revoke notary public commissions. The petitioner received a notary public commission on November 1, 1994.
2. Mr. James Golden was the petitioner's employer. Ms. Danielle Christine Gilman informed the petitioner that Mr. Golden would sign her name on a certificate of title. Mr. Golden thereafter requested the petitioner to notarize the signature after he signed Ms. Gilman's name on the certificate of title. Mr. Golden did not have a written power of attorney on behalf of Ms. Gilman.

CONCLUSIONS OF LAW

1. GS 10A-3(1) defines an "acknowledgment" as "(a) notarial act in which the notary certifies a signer, whose identity is personally known to the notary or proven on the basis of satisfactory evidence, has admitted, in the notary's presence, having signed a document voluntarily."
2. The petitioner violated GS 10A-3(1) because, although Mr. Golden appeared before her, the petitioner acknowledged that Ms. Gilman signed the document in her presence.
3. The petitioner therefore engaged in official misconduct pursuant to GS 10A-3(6).
4. The Secretary of State is authorized to revoke a commission for official misconduct. See GS 10A-13(d) and 10A-4(c).

RECOMMENDED DECISION

It is recommended that the Secretary of State revoke the petitioner's commission.

NOTICE

The final decision in this contested case will be made by the Secretary of State. The parties have the right to file exceptions to this recommended decision and to present written arguments to this agency. The agency will mail a copy of the final decision to the parties, the attorneys of record and the Office of Administrative Hearings.

This the 22nd day of October, 1997.

Robert Roosevelt Reilly, Jr.
Administrative Law Judge

The North Carolina Administrative Code (NCAC) has four major subdivisions of rules. Two of these, titles and chapters, are mandatory. The major subdivision of the NCAC is the title. Each major department in the North Carolina executive branch of government has been assigned a title number. Titles are further broken down into chapters which shall be numerical in order. The other two, subchapters and sections are optional subdivisions to be used by agencies when appropriate.

TITLE/MAJOR DIVISIONS OF THE NORTH CAROLINA ADMINISTRATIVE CODE

TITLE	DEPARTMENT	LICENSING BOARDS	CHAPTER
1	Administration	Acupuncture	1
2	Agriculture	Architecture	2
3	Auditor	Auctioneers	4
4	Commerce	Barber Examiners	6
5	Correction	Certified Public Accountant Examiners	8
6	Council of State	Chiropractic Examiners	10
7	Cultural Resources	General Contractors	12
8	Elections	Cosmetic Art Examiners	14
9	Governor	Dental Examiners	16
10	Human Resources	Dietetics/Nutrition	17
11	Insurance	Electrical Contractors	18
12	Justice	Electrolysis	19
13	Labor	Foresters	20
14A	Crime Control & Public Safety	Geologists	21
15A	Environment, Health, and Natural Resources	Hearing Aid Dealers and Fitters	22
16	Public Education	Landscape Architects	26
17	Revenue	Landscape Contractors	28
18	Secretary of State	Marital and Family Therapy	31
19A	Transportation	Medical Examiners	32
20	Treasurer	Midwifery Joint Committee	33
*21	Occupational Licensing Boards	Mortuary Science	34
22	Administrative Procedures	Nursing	36
23	Community Colleges	Nursing Home Administrators	37
24	Independent Agencies	Occupational Therapists	38
25	State Personnel	Opticians	40
26	Administrative Hearings	Optometry	42
27	NC State Bar	Osteopathic Examination & Reg. (Repealed)	44
		Pastoral Counselors, Fee-Based Practicing	45
		Pharmacy	46
		Physical Therapy Examiners	48
		Plumbing, Heating & Fire Sprinkler Contractors	50
		Podiatry Examiners	52
		Professional Counselors	53
		Psychology Board	54
		Professional Engineers & Land Surveyors	56
		Real Estate Appraisal Board	57
		Real Estate Commission	58
		Refrigeration Examiners	60
		Sanitarian Examiners	62
		Social Work Certification	63
		Soil Scientists	69
		Speech & Language Pathologists & Audiologists	64
		Substance Abuse Professionals	68
		Therapeutic Recreation Certification	65
		Veterinary Medical Board	66

Note: Title 21 contains the chapters of the various occupational licensing boards.



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				Action	Date				

This index provides information related to notices, rules and other documents published in the Register. It includes information about rules for which Notice of Rule-Making Proceedings or Notice of Text have been published, rules submitted to the Rules Review Commission and rules codified since the last session of the General Assembly. For assistance contact the Rules Division at 919/733-2678.

Fiscal Note: S = Rule affects the expenditure or distribution of state funds. L = Rule affects the expenditure or distribution of local government funds. SE = Rule has a substantial economic impact of at least \$5,000,000 in a 12-month period. * = Rule-making agency has determined that the rule does not impact state or local funds and does not have a substantial economic impact. See G.S. 150B-21.4.

ADMINISTRATIVE HEARINGS

Rules Division

26 NCAC 02C	11:19 NCR 1413
26 NCAC 03	12:08 NCR 621

ADMINISTRATION

State Building Commission

1 NCAC 306G .0101	11:04 NCR 194	11:19 NCR 1414	*	Approve	03/20/97
1 NCAC 306G .0102	11:04 NCR 194	11:19 NCR 1414	*	Object	03/20/97
1 NCAC 306G .0103	11:04 NCR 194	11:19 NCR 1414	*	Approve	05/15/97
1 NCAC 306G .0104	11:04 NCR 194	11:19 NCR 1414	S/L	Approve	03/20/97
1 NCAC 306G .0105	11:04 NCR 194	11:19 NCR 1414	S/L	Object	*
				Approve	05/15/97
				Approve	03/20/97

AGRICULTURE

2 NCAC 48A .0206	10:24 NCR 3056	11:06 NCR 324	*	Ext. Review	12/19/96
2 NCAC 48A .0211	10:24 NCR 3056	11:06 NCR 324	*	Approve	01/16/97
2 NCAC 48A .0214	10:24 NCR 3056	11:06 NCR 324	*	Ext. Review	12/19/96
2 NCAC 52A .0104	11:27 NCR 2053	12:03 NCR 169	*	Approve	01/16/97
2 NCAC 52A .0105	11:27 NCR 2053	12:03 NCR 169	*	Ext. Review	12/19/96
2 NCAC 52A .0106	11:27 NCR 2053	12:03 NCR 169	*	Approve	01/16/97
2 NCAC 52A .0107	11:27 NCR 2053	12:03 NCR 169	*	Ext. Review	12/19/96
2 NCAC 52A .0108	11:27 NCR 2053	12:03 NCR 169	*	Approve	01/16/97
2 NCAC 52A .0109	11:27 NCR 2053	12:03 NCR 169	*	Ext. Review	12/19/96
2 NCAC 52B .0212	11:14 NCR 1107	11:22 NCR 1709	*	Approve	05/15/97
2 NCAC 52B .0303	11:14 NCR 1107	11:22 NCR 1709	*	Approve	05/15/97

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2 NCAC 52C .0701	11:14 NCR 1107		11:22 NCR 1709	*	Approve	05/15/97				11:30 NCR 2314
2 NCAC 52D 0101	11:27 NCR 2053		12:03 NCR 169	*						
Marketing Authority										
2 NCAC 43F 0103	11:14 NCR 1107		11:22 NCR 1706	*	Object	05/15/97				12:03 NCR 213
2 NCAC 43H .0101	11:14 NCR 1107		11:22 NCR 1706	*	Approve	06/19/97	*			11:30 NCR 2314
2 NCAC 43H .0107	11:14 NCR 1107		11:22 NCR 1706	*	Approve	05/15/97				
2 NCAC 43I .0202	11:14 NCR 1107		11:22 NCR 1706	*	Object	05/15/97				
2 NCAC 43J .0401	11:14 NCR 1107		11:22 NCR 1706	*	Approve	06/19/97				
2 NCAC 43J .0402	11:14 NCR 1107		11:22 NCR 1706	*	Approve	05/15/97				
2 NCAC 43J .0403	11:14 NCR 1107		11:22 NCR 1706	*	Approve	05/15/97				
2 NCAC 43J .0405	11:14 NCR 1107		11:22 NCR 1706	*	Approve	05/15/97				
Plant Conservation Board										
2 NCAC 48F 0301	11:07 NCR 407		11:11 NCR 883	*	Approve	03/20/97				11:26 NCR 2004
2 NCAC 48F 0302	11:07 NCR 407		11:11 NCR 883	*	Approve	03/20/97				11:26 NCR 2004
2 NCAC 48F 0304	11:07 NCR 407		11:11 NCR 883	*	Approve	03/20/97	*			11:26 NCR 2004
2 NCAC 48F 0305	11:07 NCR 407		11:11 NCR 883	*	Approve	03/20/97	*			11:26 NCR 2004
2 NCAC 48F 0306	11:07 NCR 407		11:11 NCR 883	*	Approve	03/20/97	*			11:26 NCR 2004
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2 NCAC 34 .0102	12:09 NCR 743									
2 NCAC 34 .0302	12:09 NCR 743									
2 NCAC 34 .0303	12:09 NCR 743									
2 NCAC 34 .0306	12:09 NCR 743									
2 NCAC 34 .0308	12:09 NCR 743									
2 NCAC 34 .0309	12:09 NCR 743									
2 NCAC 34 .0312	12:09 NCR 743									
2 NCAC 34 .0313	12:09 NCR 743									
2 NCAC 34 .0323	12:09 NCR 743									
2 NCAC 34 .0325	12:09 NCR 743									
2 NCAC 34 .0328	12:09 NCR 743									

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2 NCAC 34 .0403			12:09 NCR 743							
2 NCAC 34 .0404			12:09 NCR 743							
2 NCAC 34 .0406			12:09 NCR 743							
2 NCAC 34 .0501			12:09 NCR 743							
2 NCAC 34 .0502			12:09 NCR 743							
2 NCAC 34 .0503			12:21 NCR 1651		12:06 NCR 455					*
2 NCAC 34 .0503			12:09 NCR 743							
2 NCAC 34 .0504			12:09 NCR 743							
2 NCAC 34 .0505			12:09 NCR 743							
2 NCAC 34 .0506			12:09 NCR 743							
2 NCAC 34 .0507			12:09 NCR 743							
2 NCAC 34 .0508			12:09 NCR 743							
2 NCAC 34 .0601			12:09 NCR 743							
2 NCAC 34 .0602			11:21 NCR 1651		12:06 NCR 455		*			
2 NCAC 34 .0602			12:09 NCR 743							
2 NCAC 34 .0604			11:21 NCR 1651		12:06 NCR 455		*			
2 NCAC 34 .0604			12:09 NCR 743							
2 NCAC 34 .0605			12:09 NCR 743							
2 NCAC 34 .0701			12:09 NCR 743							
2 NCAC 34 .0702			12:09 NCR 743							
2 NCAC 34 .0703			12:09 NCR 743							
2 NCAC 34 .0803			12:09 NCR 743							
2 NCAC 34 .0902			12:09 NCR 743							
2 NCAC 34 .0904			12:09 NCR 743							
2 NCAC 34 .1101			12:09 NCR 743							
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21 NCAC 02 .0208					12:04 NCR 244					

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21 NCAC 02 .0210		12:04 NCR 244			12:09 NCR 795	*				
21 NCAC 02 .0213		12:04 NCR 244			12:09 NCR 795		S/L/SE			
21 NCAC 02 .0901		12:04 NCR 244			12:09 NCR 795		S/L/SE			
21 NCAC 02 .0902		12:04 NCR 244			12:09 NCR 795		S/L/SE			
21 NCAC 02 .0903		12:04 NCR 244			12:09 NCR 795		S/L/SE			
21 NCAC 02 .0904		12:04 NCR 244			12:09 NCR 795		S/L/SE			
21 NCAC 02 .0905		12:04 NCR 244			12:09 NCR 795		S/L/SE			
21 NCAC 02 .0906		12:04 NCR 244			12:09 NCR 795		S/L/SE			
21 NCAC 02 .0907		12:04 NCR 244			12:09 NCR 795		S/L/SE			
21 NCAC 02 .0908		12:04 NCR 244			12:09 NCR 795		S/L/SE			
21 NCAC 02 .0909		12:04 NCR 244			12:09 NCR 795		S/L/SE			
21 NCAC 02 .0910		12:04 NCR 244			12:09 NCR 795		S/L/SE			

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21 NCAC 041B 0202 11:18 NCR 1368 *

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21 NCAC 08A 0309 12:08 NCR 619
 21 NCAC 08F .0103 12:08 NCR 619
 21 NCAC 08F .0105 12:08 NCR 619
 21 NCAC 08F .0302 12:08 NCR 619
 21 NCAC 08F .0304 12:08 NCR 619
 21 NCAC 08F .0401 12:08 NCR 619
 21 NCAC 08F .0410 12:08 NCR 619
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21 NCAC 08K .0301		12:08 NCR 619								
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4 NCAC 01E		11:09 NCR 569								
4 NCAC 01F		11:09 NCR 569								
4 NCAC 01H		11:09 NCR 569								
4 NCAC 01I		11:09 NCR 569								
4 NCAC 01J		11:09 NCR 569								
4 NCAC 01K		11:09 NCR 569								
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4 NCAC 01K .0501		11:09 NCR 569								*
4 NCAC 01K .0502		11:09 NCR 569								*
4 NCAC 01K .0503		11:09 NCR 569								*
4 NCAC 01K .0504		11:09 NCR 569								*
4 NCAC 01K .0505		11:09 NCR 569								*
4 NCAC 01K .0506		11:09 NCR 569								*
4 NCAC 19L .0401		11:09 NCR 569								*
4 NCAC 19L .0403		11:09 NCR 569								*
4 NCAC 19L .0404		11:09 NCR 569								*
4 NCAC 19L .0407		11:09 NCR 569								*
4 NCAC 19L .0501		11:09 NCR 569								*
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4 NCAC 19L .0505		11:09 NCR 569								*
4 NCAC 19L .0706		11:09 NCR 569								*
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4 NCAC 19L .0708		11:09 NCR 569								*
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4 NCAC 19L .0901		11:09 NCR 569								*
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4 NCAC 191..0911	11:09 NCR 569				11:14 NCR 1113	*				
4 NCAC 191..1002	11:09 NCR 569				11:14 NCR 1113	*				
4 NCAC 191..1004	11:09 NCR 569				11:14 NCR 1113	*				
4 NCAC 191..1009	11:09 NCR 569				11:14 NCR 1113	*				
4 NCAC 191..1011	11:09 NCR 569				11:14 NCR 1113	*				
4 NCAC 191..1301	11:09 NCR 569				11:14 NCR 1113	*				
4 NCAC 191..1302	11:09 NCR 569				11:14 NCR 1113	*				
4 NCAC 191..1303	11:09 NCR 569				11:14 NCR 1113	*				
4 NCAC 191..1701	11:09 NCR 569				11:14 NCR 1113	*				
4 NCAC 191..1702	11:09 NCR 569				11:14 NCR 1113	*				
4 NCAC 191..1703	11:09 NCR 569				11:14 NCR 1113	*				
4 NCAC 191..1801	11:09 NCR 569				11:14 NCR 1113	*				
4 NCAC 191..1802	11:09 NCR 569				11:14 NCR 1113	*				
4 NCAC 191..1803	11:09 NCR 569				11:14 NCR 1113	*				
4 NCAC 191..1804	11:09 NCR 569				11:14 NCR 1113	*				
4 NCAC 191..1805	11:09 NCR 569				11:14 NCR 1113	*				
4 NCAC 191..1900	11:09 NCR 569									
Credit Union Division										
4 NCAC 06C 0205	10:18 NCR 2398			*	Approve	08/21/97				
4 NCAC 06C 0407	10:18 NCR 2398			*	Object	08/21/97				
4 NCAC 06C 0409	10:18 NCR 2398			*	Approve	09/18/97	*			
					Approve	08/21/97				
State Ports Authority										
4 NCAC 13A.0101	10:24 NCR 3056			*	Approve	06/19/97				
4 NCAC 13A.0102	10:24 NCR 3056			*	Approve	06/19/97				
4 NCAC 13A.0105	10:24 NCR 3056			*	Approve	06/19/97				
4 NCAC 13A.0202	10:24 NCR 3056			*	Approve	06/19/97				
4 NCAC 13A.0203	10:24 NCR 3056			*	Approve	06/19/97				
4 NCAC 13A.0204	10:24 NCR 3056			*	Approve	06/19/97				
4 NCAC 1313.0001	10:24 NCR 3056			*	Approve	06/19/97				

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4 NCAC 13B.0002	10:24 NCR 3056		11:13 NCR 1040	*	Approve	06/19/97				12:03 NCR 213
4 NCAC 13B.0003	10:24 NCR 3056		11:13 NCR 1040	*	Approve	06/19/97				12:03 NCR 213
4 NCAC 13B.0004	10:24 NCR 3056		11:13 NCR 1040	*	Approve	06/19/97				12:03 NCR 213
4 NCAC 13B.0005	10:24 NCR 3056		11:13 NCR 1040	*	Approve	06/19/97				12:03 NCR 213
4 NCAC 13C.0001	10:24 NCR 3056		11:13 NCR 1040	*	Approve	06/19/97				12:03 NCR 213
4 NCAC 13D.0101	10:24 NCR 3056		11:13 NCR 1040	*	Approve	06/19/97				12:03 NCR 213
4 NCAC 13E.0101	10:24 NCR 3056		11:13 NCR 1040	*	Approve	06/19/97				12:03 NCR 213
4 NCAC 13E.0102	10:24 NCR 3056		11:13 NCR 1040	*	Approve	06/19/97				12:03 NCR 213
4 NCAC 13E.0103	10:24 NCR 3056		11:13 NCR 1040	*	Approve	06/19/97				12:03 NCR 213
4 NCAC 13E.0201	10:24 NCR 3056		11:13 NCR 1040	*	Approve	06/19/97				12:03 NCR 213
4 NCAC 13E.0202	10:24 NCR 3056		11:13 NCR 1040	*	Approve	06/19/97				12:03 NCR 213
4 NCAC 13E.0301	10:24 NCR 3056		11:13 NCR 1040	*	Approve	06/19/97				12:03 NCR 213
4 NCAC 13E.0302	10:24 NCR 3056		11:13 NCR 1040	*	Approve	06/19/97				12:03 NCR 213
4 NCAC 13E.0401	10:24 NCR 3056		11:13 NCR 1040	*	Approve	06/19/97				12:03 NCR 213
4 NCAC 13E.0402	10:24 NCR 3056		11:13 NCR 1040	*	Approve	06/19/97				12:03 NCR 213
4 NCAC 13E.0403	10:24 NCR 3056		11:13 NCR 1040	*	Approve	06/19/97				12:03 NCR 213
4 NCAC 13E.0404	10:24 NCR 3056		11:13 NCR 1040	*	Approve	06/19/97				12:03 NCR 213
4 NCAC 13E.0405	10:24 NCR 3056		11:13 NCR 1040	*	Approve	06/19/97				12:03 NCR 213
4 NCAC 13E.0501	10:24 NCR 3056		11:13 NCR 1040	*	Approve	06/19/97				12:03 NCR 213
4 NCAC 13E.0502	10:24 NCR 3056		11:13 NCR 1040	*	Approve	06/19/97				12:03 NCR 213
4 NCAC 13E.0601	10:24 NCR 3056		11:13 NCR 1040	*	Approve	06/19/97				12:03 NCR 213
4 NCAC 13E.0602	10:24 NCR 3056		11:13 NCR 1040	*	Approve	06/19/97				12:03 NCR 213
4 NCAC 13E.0603	10:24 NCR 3056		11:13 NCR 1040	*	Approve	06/19/97				12:03 NCR 213
4 NCAC 13E.0701	10:24 NCR 3056		11:13 NCR 1040	*	Approve	06/19/97				12:03 NCR 213
4 NCAC 13E.0702	10:24 NCR 3056		11:13 NCR 1040	*	Approve	06/19/97				12:03 NCR 213
4 NCAC 13E.0801	10:24 NCR 3056		11:13 NCR 1040	*	Approve	06/19/97				12:03 NCR 213
4 NCAC 13E.0803	10:24 NCR 3056		11:13 NCR 1040	*	Approve	06/19/97				12:03 NCR 213
4 NCAC 13E.0901	10:24 NCR 3056		11:13 NCR 1040	*	Approve	06/19/97				12:03 NCR 213
4 NCAC 13E.0902	10:24 NCR 3056		11:13 NCR 1040	*	Approve	06/19/97				12:03 NCR 213
4 NCAC 13F.0301	10:24 NCR 3056		11:13 NCR 1040	*	Approve	06/19/97				12:03 NCR 213

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4 NCAC 13F .0302	10:24 NCR 3056		11:13 NCR 1040	*	Approve	06/19/97				12:03 NCR 213
COMMUNITY COLLEGES										
23 NCAC 01A .0001	11:18 NCR 1369	11:25 NCR 1919	12:09 NCR 802	*						
23 NCAC 02C .0108	11:18 NCR 1369	11:25 NCR 1919	12:09 NCR 802	*						
23 NCAC 02C .0202	11:18 NCR 1369	11:25 NCR 1919	12:09 NCR 802	*						
23 NCAC 02C .0207	11:18 NCR 1369	11:25 NCR 1919	12:09 NCR 802	*						
23 NCAC 02C .0305	11:18 NCR 1369	11:25 NCR 1919	12:09 NCR 802	*						
23 NCAC 02C .0604	11:18 NCR 1369	11:25 NCR 1919	12:09 NCR 802	*						
23 NCAC 02C .0701	11:18 NCR 1369	11:25 NCR 1919	12:09 NCR 802	*						
23 NCAC 02D .0103	11:18 NCR 1369	11:25 NCR 1919	12:09 NCR 802	*						
23 NCAC 02D .0201	11:18 NCR 1369	11:25 NCR 1919	12:09 NCR 802	*						
23 NCAC 02D .0202	11:17 NCR 1336									
23 NCAC 02D .0202	11:18 NCR 1369	11:25 NCR 1919	12:09 NCR 802	*						
23 NCAC 02D .0203	11:18 NCR 1369	11:25 NCR 1919	12:09 NCR 802	*						
23 NCAC 02D .0301	11:18 NCR 1369	11:25 NCR 1919	12:09 NCR 802	*						
23 NCAC 02D .0323	11:18 NCR 1369	11:25 NCR 1919	12:09 NCR 802	*						
23 NCAC 02D .0324	11:18 NCR 1369	11:25 NCR 1919	12:09 NCR 802	*						
23 NCAC 02D .0327	11:18 NCR 1369	11:25 NCR 1919	12:09 NCR 802	*						
23 NCAC 02E .0101	11:18 NCR 1369	11:25 NCR 1919	12:09 NCR 802	*						
23 NCAC 02E .0102	11:18 NCR 1369	11:25 NCR 1919	12:09 NCR 802	*						
23 NCAC 02E .0201	11:18 NCR 1369	11:25 NCR 1919	12:09 NCR 802	*						
23 NCAC 02E .0203	10:24 NCR 3058				Object	01/16/97				
23 NCAC 02E .0203	11:18 NCR 1369	11:25 NCR 1919	12:09 NCR 802	*	Approve	02/20/97	*			
23 NCAC 02E .0204	11:18 NCR 1369	11:25 NCR 1919	12:09 NCR 802	*						11:24 NCR 1832
23 NCAC 02E .0205	11:18 NCR 1369	11:25 NCR 1919	12:09 NCR 802	*						
23 NCAC 02E .0501	11:18 NCR 1369	11:25 NCR 1919	12:09 NCR 802	*						
23 NCAC 02E .0604	11:18 NCR 1369	11:25 NCR 1919	12:09 NCR 802	*						
COSMETIC ART EXAMINERS										
21 NCAC 14G .0101	12:06 NCR 453									

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					Action	Date				
21 NCAC 14G .0103					12:06 NCR 453					
21 NCAC 14G .0107					12:06 NCR 453					
21 NCAC 14G .0113					12:06 NCR 453					
21 NCAC 14J .0113					12:06 NCR 453					
21 NCAC 14J .0119					12:06 NCR 453					
21 NCAC 14J .0104					12:06 NCR 453					
21 NCAC 14J .0105					12:06 NCR 453					
21 NCAC 14J .0107					12:06 NCR 453					
21 NCAC 14J .0109					12:06 NCR 453					
21 NCAC 14J .0401					12:06 NCR 453					
21 NCAC 14J .0102					12:06 NCR 453					
21 NCAC 14J .0103					12:06 NCR 453					
21 NCAC 14J .0104					12:06 NCR 453					
21 NCAC 14J .0105					12:06 NCR 453					
21 NCAC 14J .0202					12:06 NCR 453					
21 NCAC 14J .0204					12:06 NCR 453					
21 NCAC 14J .0205					12:06 NCR 453					
21 NCAC 14J .0206					12:06 NCR 453					
21 NCAC 14J .0303					12:06 NCR 453					
21 NCAC 14J .0306					12:06 NCR 453					
21 NCAC 14J .0307					12:06 NCR 453					
21 NCAC 14J .0401					12:06 NCR 453					
21 NCAC 14J .0402					12:06 NCR 453					
21 NCAC 14J .0403					12:06 NCR 453					
21 NCAC 14J .0404					12:06 NCR 453					
21 NCAC 14J .0501					12:06 NCR 453					
21 NCAC 14K .0101					12:06 NCR 453					
21 NCAC 14K .0103					12:06 NCR 453					
21 NCAC 14L .0101					12:06 NCR 453					
21 NCAC 14L .0105					12:06 NCR 453					

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21 NCAC 141.0108 12:06 NCR 453

21 NCAC 141.0214 12:06 NCR 453

21 NCAC 14N.0105 12:06 NCR 453

21 NCAC 14N.0107 12:06 NCR 453

21 NCAC 14N.0108 12:06 NCR 453

21 NCAC 14N.0113 12:06 NCR 453

CRIME CONTROL & PUBLIC SAFETY

Governor's Crime Commission

14A NCAC 07.0313 11:24 NCR 1818 *

12:01 NCR 6

CULTURAL RESOURCES

North Carolina Historical Commission

7 NCAC 04R 12:06 NCR 444

North Carolina Battleship Commission

7 NCAC 05.0203 11:19 NCR 1436 Temp Expired

DENTAL EXAMINERS

21 NCAC 163.0303 11:20 NCR 1538

21 NCAC 161.0001 11:20 NCR 1538

21 NCAC 161.0002 11:20 NCR 1538

21 NCAC 161.0003 11:20 NCR 1538

21 NCAC 161.0004 11:20 NCR 1538

21 NCAC 161.0005 11:20 NCR 1538

21 NCAC 161.0006 11:20 NCR 1538

21 NCAC 16M.0001 11:20 NCR 1538

21 NCAC 16M.0003 11:20 NCR 1538

21 NCAC 16R.0001 11:20 NCR 1538

21 NCAC 16R.0002 11:20 NCR 1538

21 NCAC 16R.0003 11:20 NCR 1538

21 NCAC 16R.0004 11:20 NCR 1538

11:25 NCR 1915 *

Approve 09/18/97

Object 09/18/97

Approve 10/16/97

Extended review 09/18/97

Approve 09/18/97

Approve 09/18/97

Object 09/18/97

Approve 10/16/97

Extended review 09/18/97

Approve 09/18/97

Object 09/18/97

Approve 10/16/97

Approve 09/18/97

Object 09/18/97

Approve 10/16/97

Approve 09/18/97

Object 09/18/97

Approve 10/16/97

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					Action	Date				
21 NCAC 16R .0005		11:20 NCR 1538								Notice Subject Matter
21 NCAC 16V .0101	10:16 NCR 2043				11:20 NCR 1556		*			
21 NCAC 16V .0102	10:16 NCR 2043				11:20 NCR 1556		*			Notice Subject Matter
ENVIRONMENT AND NATURAL RESOURCES										
Notice of Intent to Redevelop a Brownfields Property										
15A Public Notice - Division of Water Quality										
15A Administrative Order on Consent - Division of Waste Management										
15A NCAC 01J .0401	12:08 NCR 614				12:09 NCR 833					12:03 NCR 112
15A NCAC 01J .0402	12:08 NCR 614				12:09 NCR 833					12:03 NCR 158
15A NCAC 01K	10:19 NCR 2506									
15A NCAC 01M .0101					11:19 NCR 1439		Temp Expired			
15A NCAC 01M .0102					11:19 NCR 1439		Temp Expired			
15A NCAC 01M .0201					11:19 NCR 1439		Temp Expired			
15A NCAC 01M .0202					11:19 NCR 1439		Temp Expired			
15A NCAC 01M .0301					11:19 NCR 1439		Temp Expired			
15A NCAC 01M .0302					11:19 NCR 1439		Temp Expired			
15A NCAC 01M .0303					11:19 NCR 1439		Temp Expired			
15A NCAC 01M .0304					11:19 NCR 1439		Temp Expired			
15A NCAC 01M .0305					11:19 NCR 1439		Temp Expired			
15A NCAC 01M .0306					11:19 NCR 1439		Temp Expired			
15A NCAC 01N					12:08 NCR 614					
15A NCAC 12B .0901					12:03 NCR 209					
15A NCAC 19G .0102	12:02 NCR 52				12:03 NCR 209					
Coastal Resources Commission										
15A NCAC 07					11:04 NCR 183					
15A NCAC 07H .0106	11:19 NCR 1408						11:27 NCR 2058	*		
15A NCAC 07H .0201	11:22 NCR 1704						11:27 NCR 2058	*		
15A NCAC 07H .0202	11:22 NCR 1704						11:27 NCR 2058	*		
15A NCAC 07H .0203	11:22 NCR 1704						agency withdrew			
15A NCAC 07H .0204	11:22 NCR 1704						11:27 NCR 2058	*		

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					Action	Date				
15A NCAC 0711.0205	11:22 NCR 1704				11:27 NCR 2058	*				
15A NCAC 0711.0206	11:22 NCR 1704				11:27 NCR 2058	*				
15A NCAC 0711.0207	11:22 NCR 1704 agency withdrew				11:27 NCR 2058	*	Object Approve	08/21/97 09/18/97	*	12 10 NCR 878
15A NCAC 0711.0208	11:22 NCR 1704				11:11 NCR 907	*				
15A NCAC 0711.0208	11:04 NCR 183				11:27 NCR 2058	*				
15A NCAC 0711.0208	11:19 NCR 1408				11:15 NCR 1226 Temp Expired	S	Approve	10/16/97	*	
15A NCAC 0711.0210	12:02 NCR 52				11:27 NCR 2069 Temp Expired	S	Approve	10/16/97	*	
15A NCAC 0711.0304	11:15 NCR 1200				11:15 NCR 1226 Temp Expired	S	Approve	10/16/97	*	
15A NCAC 0711.0305	11:15 NCR 1200				11:27 NCR 2069 Temp Expired	S	Approve	10/16/97	*	
15A NCAC 0711.0306	11:04 NCR 183				11:11 NCR 907	*				
15A NCAC 0711.0309	11:08 NCR 442				11:12 NCR 981	*	Approve	01/16/97	*	11-22 NCR 1717
15A NCAC 0711.1104	11:04 NCR 183				11:11 NCR 907	*				
15A NCAC 0711.1202	11:04 NCR 183				11:11 NCR 907	*	Approve	08/21/97	*	12-07 NCR 561
15A NCAC 0711.1204	11:04 NCR 183				11:11 NCR 907	*	Object Approve	08/21/97 09/18/97	*	12-10 NCR 878
15A NCAC 0711.1205	11:04 NCR 183				11:11 NCR 907	*	Approve	08/21/97	*	12-07 NCR 561
15A NCAC 0711.1304	11:04 NCR 183				11:11 NCR 907	*				
15A NCAC 0711.1404	11:04 NCR 183				11:11 NCR 907	*				
15A NCAC 0711.1504	11:04 NCR 183				11:11 NCR 907	*				
15A NCAC 0711.1600	11:15 NCR 1200				11:27 NCR 2071	*				
15A NCAC 0711.1601	11:15 NCR 1200				11:27 NCR 2071	*				
15A NCAC 0711.1604	11:15 NCR 1200				11:27 NCR 2071	*				
15A NCAC 0711.1605	11:15 NCR 1200				11:27 NCR 2071	*				
15A NCAC 0711.1704	11:04 NCR 183				11:11 NCR 907	*				
15A NCAC 0711.1804	11:04 NCR 183				11:11 NCR 907	*				
15A NCAC 0711.1904	11:04 NCR 183				11:11 NCR 907	*				
15A NCAC 0711.2004	11:04 NCR 183				11:11 NCR 907	*				
15A NCAC 0711.2104	11:04 NCR 183				11:11 NCR 907	*				

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15A NCAC 07K .0203	11:04 NCR 183		11:11 NCR 907	*	Approve	08/21/97	*		12:07 NCR 561
15A NCAC 07M .0301	10:16B NCR 1921		11:11 NCR 907	*					
15A NCAC 07M .0302	10:16B NCR 1921		11:11 NCR 907	*					
15A NCAC 07M .0303	10:16B NCR 1921		11:11 NCR 907	*					
15A NCAC 07M .0304	10:16B NCR 1921		11:11 NCR 907	*					
15A NCAC 07M .0305	10:16B NCR 1921		11:11 NCR 907	*					
15A NCAC 07M .0306	10:16B NCR 1921		11:11 NCR 907	*					
15A NCAC 07M .0307	10:16B NCR 1921		11:11 NCR 907	*					
15A NCAC 07M .0308	10:16B NCR 1921		11:11 NCR 907	*					
15A NCAC 07M .0309	10:16B NCR 1921		11:11 NCR 907	*					
15A NCAC 07M .0401	10:18 NCR 2317		11:11 NCR 931	*	Approve	01/16/97	*		
15A NCAC 07M .0402	10:18 NCR 2317		11:11 NCR 931	*	Approve	01/16/97	*		
15A NCAC 07M .0403	10:18 NCR 2317		11:11 NCR 931	*	Object	01/16/97	*		
15A NCAC 07M .1201	11:19 NCR 1408		11:27 NCR 2058	*	Approve	02/20/97	*		11:24 NCR 1832
15A NCAC 07M .1202	11:19 NCR 1408		11:27 NCR 2058	*					
15A NCAC 02	10:24 NCR 3045								
15A NCAC 02	11:04 NCR 183								
15A NCAC 02	11:19 NCR 1408								
15A NCAC 02B .0101	11:24 NCR 1818		11:30 NCR 2303	*					
15A NCAC 02B .0202	11:24 NCR 1818		11:30 NCR 2303	*					
15A NCAC 02B .0202	11:02 NCR 75		12:06 NCR 462						
15A NCAC 02B .0223	11:02 NCR 75								
15A NCAC 02B .0223	11:03 NCR 109								
15A NCAC 02B .0224	10:18 NCR 2400		11:12 NCR 973	*					
15A NCAC 02B .0227	10:18 NCR 2400		11:12 NCR 973	*					
15A NCAC 02B .0230	11:24 NCR 1818		11:30 NCR 2303	*					
15A NCAC 02B .0231	11:02 NCR 75		11:10 NCR 824						
15A NCAC 02B .0232	11:02 NCR 75		11:14 NCR 1136						
			11:10 NCR 824						

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15A NCAC 0213 0233	11:02 NCR 75		12:02 NCR 77		11:14 NCR 1136				
15A NCAC 0213 0234	11:02 NCR 75				12:06 NCR 462		S/L/SR		
15A NCAC 0213 0235	11:02 NCR 75				11:10 NCR 824		1.		
15A NCAC 0213 0236	11:02 NCR 75				11:14 NCR 1136		1.		
15A NCAC 0213 0238	11:02 NCR 75				12:06 NCR 462		*		
15A NCAC 0213 0239	11:02 NCR 75				11:10 NCR 824				
15A NCAC 0213 0240	11:02 NCR 75				11:14 NCR 1136				
15A NCAC 0213 0303	10:18 NCR 2400				12:06 NCR 462		S/L/SR		
15A NCAC 0213 0304	11:24 NCR 1818				12:06 NCR 462		S/L/SR		
15A NCAC 0213 0304	11:26 NCR 1976				12:06 NCR 462		S/L/SR		
15A NCAC 0213 0304	11:26 NCR 1984				11:12 NCR 973		*		
15A NCAC 0213 0305	11:20 NCR 1334				12:01 NCR 6		*		
15A NCAC 0213 0306	11:26 NCR 1976				12:01 NCR 6		S		
15A NCAC 0213 0306	11:26 NCR 1984				12:01 NCR 6		S		
15A NCAC 0213 0307	11:26 NCR 1976				12:05 NCR 414		*		
15A NCAC 0213 0307	11:26 NCR 1984				12:01 NCR 6		*		
15A NCAC 0213 0308	11:20 NCR 1534				12:01 NCR 6		*		
15A NCAC 0213 0308	11:26 NCR 1976				12:01 NCR 6		*		
15A NCAC 0213 0308	11:26 NCR 1984				12:01 NCR 6		*		
15A NCAC 0213 0309	11:26 NCR 1976				11:28 NCR 2121		*		
15A NCAC 0213 0309	11:26 NCR 1976				12:01 NCR 6		*		
15A NCAC 0213 0311	11:26 NCR 1984				12:01 NCR 6		*		
15A NCAC 0213 0311	11:26 NCR 1976				12:01 NCR 6		*		
15A NCAC 0213 0311	11:26 NCR 1984				12:01 NCR 6		*		
15A NCAC 0213 0311	12:10 NCR 865								

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15A NCAC 02B .0313	11:24 NCR 1818				12:05 NCR 416		*			
15A NCAC 02B .0313	11:26 NCR 1976				12:01 NCR 6		*			
15A NCAC 02B .0313	11:26 NCR 1984				12:01 NCR 6		*			
15A NCAC 02B .0313	12:10 NCR 865									
15A NCAC 02B .0315	11:24 NCR 1818				12:07 NCR 515		L			
15A NCAC 02B .0316	11:20 NCR 1534									
15A NCAC 02B .0316	11:26 NCR 1976				12:01 NCR 6		*			
15A NCAC 02B .0316	11:26 NCR 1984				12:01 NCR 6		*			
15A NCAC 02B .0317	11:26 NCR 1976				12:01 NCR 6		*			
	11:26 NCR 1984				12:01 NCR 6		*			
15A NCAC 02D .0101	11:15 NCR 1200				12:04 NCR 270		*			
15A NCAC 02D .0101	12:02 NCR 52									
15A NCAC 02D .0104	11:15 NCR 1200				12:04 NCR 270		*			
15A NCAC 02D .0105	11:15 NCR 1200				12:04 NCR 270		*			
15A NCAC 02D .0108	11:15 NCR 1200									
15A NCAC 02D .0202	11:15 NCR 1200				12:04 NCR 270		*			
15A NCAC 02D .0302	11:15 NCR 1200				12:04 NCR 270		*			
15A NCAC 02D .0307	11:15 NCR 1200									
15A NCAC 02D .0501	11:15 NCR 1200									
15A NCAC 02D .0501	11:04 NCR 1833				12:10 NCR 867		*			
15A NCAC 02D .0506	10:18 NCR 2318				12:10 NCR 867		*			
15A NCAC 02D .0507	10:18 NCR 2318				12:10 NCR 867		*			
15A NCAC 02D .0508	10:18 NCR 2318				12:10 NCR 867		*			
15A NCAC 02D .0509	10:18 NCR 2318				12:10 NCR 867		*			
15A NCAC 02D .0510	10:18 NCR 2318				12:10 NCR 867		*			
15A NCAC 02D .0511	10:18 NCR 2318				12:10 NCR 867		*			
15A NCAC 02D .0513	10:18 NCR 2318				12:10 NCR 867		*			
15A NCAC 02D .0514	10:18 NCR 2318				12:10 NCR 867		*			
15A NCAC 02D .0515	10:18 NCR 2318				12:10 NCR 867		*			
15A NCAC 02D .0518	11:19 NCR 1408				12:10 NCR 867		*			

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15A NCAC 02D 0521	11:15 NCR 1200				12:10 NCR 867	*				
15A NCAC 02D 0521	11:04 NCR 183									
15A NCAC 02D 0524	11:15 NCR 1200									
15A NCAC 02D 0525	11:15 NCR 1200				12:04 NCR 270	*				
15A NCAC 02D 0531	11:15 NCR 1200				11:16 NCR 1271	*				11:29 NCR 2211
15A NCAC 02D 0535	10:18 NCR 2317				12:08 NCR 650	*				
	10:18 NCR 2317				12:10 NCR 867	*				
15A NCAC 02D 0540	10:18 NCR 2318									
15A NCAC 02D 0601	10:18 NCR 2318									
15A NCAC 02D 0602	10:18 NCR 2318									
15A NCAC 02D 0604	10:18 NCR 2318									
15A NCAC 02D 0605	10:18 NCR 2318									
15A NCAC 02D 0606	10:18 NCR 2318									
15A NCAC 02D 0607	10:18 NCR 2318									
15A NCAC 02D 0608	10:18 NCR 2318									
15A NCAC 02D 0610	11:15 NCR 1200									
15A NCAC 02D 0611	11:15 NCR 1200									
15A NCAC 02D 0612	11:15 NCR 1200									
15A NCAC 02D 0613	11:15 NCR 1200									
15A NCAC 02D 0614	11:15 NCR 1200									
15A NCAC 02D 0615	11:15 NCR 1200									
15A NCAC 02D 0806	11:26 NCR 1976									
15A NCAC 02D 0902	11:19 NCR 1408									
15A NCAC 02D 0903	11:15 NCR 1200									
15A NCAC 02D 0909	11:19 NCR 1408									
15A NCAC 02D 0912	11:15 NCR 1200									
15A NCAC 02D 0914	11:15 NCR 1200									
15A NCAC 02D 0917	11:19 NCR 1408									
15A NCAC 02D 0918	11:19 NCR 1408									
15A NCAC 02D 0919	11:19 NCR 1408									

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15A NCAC 02D .09220		11:19 NCR 1408					
15A NCAC 02D .09221		11:19 NCR 1408					
15A NCAC 02D .09222		11:19 NCR 1408					
15A NCAC 02D .09223		11:19 NCR 1408					
15A NCAC 02D .09224		11:19 NCR 1408					
15A NCAC 02D .09227	10:18 NCR 2317				12:08 NCR 650	*	
15A NCAC 02D .09227	10:24 NCR 3045				12:10 NCR 867	*	
15A NCAC 02D .09334	11:19 NCR 1408						
15A NCAC 02D .09338	12:02 NCR 52				12:10 NCR 867	*	
15A NCAC 02D .09448	11:19 NCR 1408						
15A NCAC 02D .09449	11:19 NCR 1408						
15A NCAC 02D .09530	11:19 NCR 1408						
15A NCAC 02D .09531	11:19 NCR 1408						
15A NCAC 02D .09533	11:15 NCR 1200				12:04 NCR 270	*	
15A NCAC 02D .09533	11:26 NCR 1976						
15A NCAC 02D .09534	11:15 NCR 1200				12:10 NCR 867	*	
15A NCAC 02D .10055	11:15 NCR 1200						
15A NCAC 02D .11000	11:08 NCR 442				12:04 NCR 270	*	
15A NCAC 02D .11022	11:08 NCR 442						
15A NCAC 02D .11033	11:08 NCR 442				12:08 NCR 650		
15A NCAC 02D .11044	11:08 NCR 442				12:08 NCR 650		
15A NCAC 02D .11044	12:02 NCR 52						
15A NCAC 02D .11055	11:15 NCR 1200				12:02 NCR 77		
15A NCAC 02D .11066	11:08 NCR 442						
15A NCAC 02D .11066	11:26 NCR 1976						
15A NCAC 02D .11077	11:15 NCR 1200				12:04 NCR 270	*	
15A NCAC 02D .11099	10:18 NCR 2317				12:08 NCR 650	*	
15A NCAC 02D .11112	10:18 NCR 2317				12:08 NCR 650		
15A NCAC 02D .12001	10:24 NCR 3045				11:16 NCR 1271		
15A NCAC 02D .12001	10:18 NCR 2317				12:08 NCR 650	*	

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15A NCAC 02D 1202	10:24 NCR 3045		11:16 NCR 1271	L/SE	Approve	04/17/97				11:29 NCR 2211
15A NCAC 02D 1203	10:24 NCR 3045		11:16 NCR 1271	L/SE	Approve	04/17/97				11:29 NCR 2211
15A NCAC 02D 1203	11:15 NCR 1200									
15A NCAC 02D 1204	10:24 NCR 3045		11:16 NCR 1271	L/SE	Approve	04/17/97				11:29 NCR 2211
15A NCAC 02D 1204	11:04 NCR 183		12:04 NCR 270	*						
15A NCAC 02D 1204	10:18 NCR 2318									
15A NCAC 02D 1205	10:24 NCR 3045		11:16 NCR 1271	L/SE	Approve	04/17/97				11:29 NCR 2211
15A NCAC 02D 1205	10:18 NCR 2317		12:08 NCR 650	*						
15A NCAC 02D 1206	10:24 NCR 3045		11:16 NCR 1271	L/SE	Approve	04/17/97				11:29 NCR 2211
15A NCAC 02D 1206	11:04 NCR 183		12:04 NCR 270	*						
15A NCAC 02D 1207	10:24 NCR 3045		11:16 NCR 1271	L/SE	Approve	04/17/97				11:29 NCR 2211
15A NCAC 02D 1208	10:24 NCR 3045		11:16 NCR 1271	L/SE	Approve	04/17/97	*			11:29 NCR 2211
15A NCAC 02D 1209	10:24 NCR 3045		11:16 NCR 1271	L/SE	Approve	04/17/97	*			11:29 NCR 2211
15A NCAC 02D 1305	11:04 NCR 183		12:04 NCR 270	*						
15A NCAC 02D 1404	11:15 NCR 1200									
15A NCAC 02D 1500	11:19 NCR 1408									
15A NCAC 02D 1503	11:15 NCR 1200		12:04 NCR 270	*						
15A NCAC 02D 1603	11:15 NCR 1200		12:04 NCR 270	*						
15A NCAC 02D 1701	11:15 NCR 1200		12:04 NCR 270	*						
15A NCAC 02D 1702	11:15 NCR 1200		12:04 NCR 270	*						
15A NCAC 02D 1703	11:15 NCR 1200		12:04 NCR 270	L						
15A NCAC 02D 1704	11:15 NCR 1200		12:04 NCR 270	*						
15A NCAC 02D 1705	11:15 NCR 1200		12:04 NCR 270	L						
15A NCAC 02D 1706	11:15 NCR 1200		12:04 NCR 270	*						
15A NCAC 02D 1707	11:15 NCR 1200		12:04 NCR 270	L						
15A NCAC 02D 1708	11:15 NCR 1200		12:04 NCR 270	L						
15A NCAC 02D 1709	11:15 NCR 1200		12:04 NCR 270	L						
15A NCAC 02D 1710	11:15 NCR 1200		12:04 NCR 270	*						
15A NCAC 02D 1790	12:02 NCR 52									
15A NCAC 02D 1902	11:19 NCR 1408		12:04 NCR 270	*						

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15A NCAC 021D.1903	11:19 NCR 1408				12:04 NCR 270	*				
15A NCAC 021D.2200	11:26 NCR 1976									
15A NCAC 021I.0225	11:15 NCR 1200		11:15 NCR 1225		11:20 NCR 1550	*				
15A NCAC 021I.0610	10:18 NCR 2317		11:27 NCR 2073		11:27 NCR 2073	*				
15A NCAC 021I.0610	11:08 NCR 442				12:08 NCR 650	*				
15A NCAC 021I.0610	12:02 NCR 52		12:02 NCR 77							
15A NCAC 021I.1202	11:15 NCR 1200									
15A NCAC 021I.1203	11:15 NCR 1200									
15A NCAC 021I.1204	11:15 NCR 1200									
15A NCAC 021I.1205	11:15 NCR 1200									
15A NCAC 021L	11:15 NCR 1200									
15A NCAC 021L.0106			10:19 NCR 2508		11:21 NCR 1639	*				
15A NCAC 021L.0115	11:15 NCR 1200		12:08 NCR 713		11:21 NCR 1639	L.				
	11:15 NCR 1204		12:08 NCR 713							
15A NCAC 021L.0202	10:20 NCR 2591									
15A NCAC 02N	11:15 NCR 1200									
15A NCAC 02N	11:15 NCR 1204									
15A NCAC 02N.0701	11:15 NCR 1200		12:08 NCR 713		11:21 NCR 1639	*				
15A NCAC 02N.0707	11:15 NCR 1204		12:08 NCR 713		11:21 NCR 1639	*				
15A NCAC 02P	11:15 NCR 1200									
15A NCAC 02P.0402	11:15 NCR 1204		10:19 NCR 2512		11:21 NCR 1639	*				
15A NCAC 02Q.0101	10:18 NCR 2317		12:08 NCR 713		12:08 NCR 650	*				
15A NCAC 02Q.0102	10:18 NCR 2317				12:08 NCR 650	*				
15A NCAC 02Q.0102					11:06 NCR 350	*				
15A NCAC 02Q.0102	11:19 NCR 1408									
15A NCAC 02Q.0102	12:02 NCR 52									
15A NCAC 02Q.0103	11:15 NCR 1200				12:04 NCR 270	*				
15A NCAC 02Q.0108	11:15 NCR 1200				12:04 NCR 270	*				
15A NCAC 02Q.0201	12:02 NCR 52				12:10 NCR 867	*				

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15A NCAC 02Q .0207	11:19 NCR 1408				12:04 NCR 270	*				
15A NCAC 02Q .0300	11:26 NCR 1976				12:08 NCR 650	*				
15A NCAC 02Q .0301	10:18 NCR 2317				12:08 NCR 650	*				
15A NCAC 02Q .0302	10:18 NCR 2317				12:08 NCR 650	*				
15A NCAC 02Q .0306	10:18 NCR 2317				12:08 NCR 650	*				
15A NCAC 02Q .0307	11:15 NCR 1200				12:04 NCR 270	*				
15A NCAC 02Q .0312	10:18 NCR 2317				12:08 NCR 650	*				
15A NCAC 02Q .0312	10:24 NCR 3045				11:16 NCR 1271	*				
15A NCAC 02Q .0313	10:24 NCR 3045				11:16 NCR 1271	*				
15A NCAC 02Q .0400	12:04 NCR 240				Approve	04/17/97				
15A NCAC 02Q .0501	10:18 NCR 2317				Approve	04/17/97				
15A NCAC 02Q .0521	11:15 NCR 1200				12:04 NCR 270	*				
15A NCAC 02Q .0525	10:24 NCR 3045				11:16 NCR 1271	*				
15A NCAC 02Q .0527	10:18 NCR 2317				12:08 NCR 650	*				
15A NCAC 02Q .0527	10:24 NCR 3045				11:16 NCR 1271	*				
15A NCAC 02Q .0607	10:24 NCR 3045				11:16 NCR 1271	*				
15A NCAC 02Q .0700	11:08 NCR 442				Approve	04/17/97				
15A NCAC 02Q .0701	11:08 NCR 442				Approve	04/17/97				
15A NCAC 02Q .0702	11:08 NCR 442				Approve	04/17/97				
15A NCAC 02Q .0703	11:08 NCR 442				12:08 NCR 650	SE				
15A NCAC 02Q .0704	11:08 NCR 442				12:08 NCR 650	SE				
15A NCAC 02Q .0705	11:08 NCR 442				12:08 NCR 650	SE				
15A NCAC 02Q .0706	11:08 NCR 442				12:08 NCR 650	SE				
15A NCAC 02Q .0707	11:08 NCR 442				12:08 NCR 650	SE				
15A NCAC 02Q .0708	11:08 NCR 442				12:08 NCR 650	SE				
15A NCAC 02Q .0709	11:08 NCR 442				12:08 NCR 650	SE				
15A NCAC 02Q .0710	11:08 NCR 442				12:08 NCR 650	SE				
15A NCAC 02Q .0711	11:08 NCR 442				12:08 NCR 650	SE				
15A NCAC 02Q .0712	11:08 NCR 442				12:08 NCR 650	SE				
15A NCAC 02Q .0713	11:08 NCR 442				12:08 NCR 650	SE				

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15A NCAC 02Q .0801		12:02 NCR 52								
15A NCAC 02Q .0803		12:02 NCR 52								
15A NCAC 02Q .0805	10:18 NCR 2317				12:04 NCR 270		S			
15A NCAC 02Q .0806	10:24 NCR 3045				12:04 NCR 270		S			
15A NCAC 02Q .0807	10:24 NCR 3045				12:04 NCR 270		*			
15A NCAC 02R .0100	12:02 NCR 52									
15A NCAC 02R .0200	12:02 NCR 52									
15A NCAC 02R .0300	12:02 NCR 52									
15A NCAC 02R .0400	12:02 NCR 52									
15A NCAC 02R .0500	12:02 NCR 52									
15A NCAC 02R .0501		11:27 NCR 2075			12:08 NCR 650		S			
15A NCAC 02R .0502		11:27 NCR 2075			12:08 NCR 650		*			
15A NCAC 02R .0503		11:27 NCR 2075			12:08 NCR 650		*			
15A NCAC 02R .0504		11:27 NCR 2075			12:08 NCR 650		*			
15A NCAC 02R .0600	12:02 NCR 52									
Health Services, Commission for										
15A NCAC 13A .0100	12:02 NCR 52									
15A NCAC 13A .0101	11:16 NCR 1269				11:20 NCR 1552	*		Approve	04/17/97	11:29 NCR 2211
15A NCAC 13A .0101	N/A				N/A			Approve	07/17/97	12:04 NCR 317
15A NCAC 13A .0105	11:16 NCR 1269				11:20 NCR 1552	*		Approve	04/17/97	11:29 NCR 2211
15A NCAC 13A .0107	11:16 NCR 1269				11:20 NCR 1552	*		Approve	04/17/97	11:29 NCR 2211
15A NCAC 13A .0109	12:07 NCR 509									
15A NCAC 13A .0110	12:07 NCR 509									
15A NCAC 13A .0111	11:16 NCR 1269				11:20 NCR 1552	*		Approve	04/17/97	11:29 NCR 2211
15A NCAC 13A .0111	12:07 NCR 509									
15A NCAC 13A .0112	11:16 NCR 1269									
15A NCAC 13A .0119	11:16 NCR 1269				11:20 NCR 1552	*		Approve	04/17/97	11:29 NCR 2211
15A NCAC 13B .1627	11:08 NCR 442				11:20 NCR 1552	*		Approve	04/17/97	11:29 NCR 2211
15A NCAC 13B .1800	11:08 NCR 442				11:13 NCR 1055	*				
15A NCAC 13B .1800	11:26 NCR 1976									

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15A NCAC 18A 11:04 NCR 183			11:12 NCR 987	*	Object	12/19/96				
15A NCAC 18A .0134	11:08 NCR 442		11:12 NCR 987	*	Approve	01/16/97	*			
15A NCAC 18A .0168	11:08 NCR 442		11:12 NCR 987	*	Object	12/19/96				
15A NCAC 18A .0176	11:08 NCR 442		11:12 NCR 987	*	Approve	01/16/97	*			
15A NCAC 18A .0182	11:08 NCR 442		11:12 NCR 987	*	Object	12/19/96				
15A NCAC 18A .0183	11:08 NCR 442		11:12 NCR 987	*	Approve	01/16/97	*			
15A NCAC 18A .0185	11:08 NCR 442		11:12 NCR 987	*	Object	12/19/96				
15A NCAC 18A .0187	11:08 NCR 442		11:12 NCR 987	*	Approve	01/16/97	*			
15A NCAC 18A .0301	11:08 NCR 442		11:12 NCR 987	*	Object	12/19/96				
15A NCAC 18A .0421	11:08 NCR 442		11:12 NCR 987	*	Approve	01/16/97	*			
15A NCAC 18A .0614	11:08 NCR 442		11:12 NCR 987	*	Object	12/19/96				
15A NCAC 18A .0618	11:08 NCR 442		11:12 NCR 987	*	Approve	01/16/97	*			
15A NCAC 18A .0621	11:08 NCR 442		11:12 NCR 987	*	Object	12/19/96				
15A NCAC 18A .0901	11:08 NCR 442		11:12 NCR 987	*	Approve	01/16/97	*			
15A NCAC 18A .1301	11:08 NCR 442		11:12 NCR 987	*	Object	12/19/96				
15A NCAC 18A .1319	11:08 NCR 442		11:12 NCR 987	*	Approve	01/16/97	*			
15A NCAC 18A .1937	11:19 NCR 1408		11:20 NCR 1561	12/02 NCR 61	Object	10/16/97				
15A NCAC 18A .1938	11:19 NCR 1408		11:20 NCR 1561	12/02 NCR 61	*					
15A NCAC 18A .1958	11:19 NCR 1408		11:20 NCR 1561	12/02 NCR 61	*					
15A NCAC 18A .1961	11:19 NCR 1408		11:20 NCR 1561	12/02 NCR 61	*					
15A NCAC 18A .2301	12:03 NCR 168									
15A NCAC 18A .2302	12:03 NCR 168									
15A NCAC 18A .2303	12:03 NCR 168									
15A NCAC 18A .2304	12:03 NCR 168									

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15A NCAC 18A 2305	12:03 NCR 168				12:07 NCR 519	*				
15A NCAC 18A 2306	12:03 NCR 168				12:07 NCR 519	*				
15A NCAC 18A 2307	12:03 NCR 168				12:07 NCR 519	*				
15A NCAC 18A 2308	12:03 NCR 168				12:07 NCR 519	*				
15A NCAC 18A 2309	12:03 NCR 168				12:07 NCR 519	*				
15A NCAC 18A 2310	12:03 NCR 168				12:07 NCR 519	*				
15A NCAC 18A 2508	12:08 NCR 614									
15A NCAC 18A 2513	12:08 NCR 614									
15A NCAC 18A 2515	12:08 NCR 614									
15A NCAC 18A 2517	12:08 NCR 614									
15A NCAC 18A 2518	12:08 NCR 614									
15A NCAC 18A 2522	12:08 NCR 614									
15A NCAC 18A 2526	12:08 NCR 614									
15A NCAC 18A 2528	12:08 NCR 614									
15A NCAC 18A 2530	12:08 NCR 614									
15A NCAC 18A 2531	12:08 NCR 614									
15A NCAC 18A 2532	12:08 NCR 614									
15A NCAC 18A 2535	12:08 NCR 614									
15A NCAC 18A 2537	12:08 NCR 614									
15A NCAC 18A 2539	12:08 NCR 614									
15A NCAC 18A 2543	12:08 NCR 614									
15A NCAC 18A 2600	12:04 NCR 240									
15A NCAC 18A 2601	12:04 NCR 240									
15A NCAC 18A 2602	12:04 NCR 240									
15A NCAC 18A 2603	12:04 NCR 240									
15A NCAC 18A 2604	12:04 NCR 240									
15A NCAC 18A 2605	12:04 NCR 240									
15A NCAC 18A 2606	12:04 NCR 240									
15A NCAC 18A 2607	12:04 NCR 240									
15A NCAC 18A 2608	12:04 NCR 240									

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15A NCAC 18A .2609		12:04 NCR 240			12:08 NCR 696	*				
15A NCAC 18A .2610		12:04 NCR 240			12:08 NCR 696	*				
15A NCAC 18A .2612		12:04 NCR 240			12:08 NCR 696	*				
15A NCAC 18A .2613		12:04 NCR 240			12:08 NCR 696	*				
15A NCAC 18A .2614		12:04 NCR 240			12:08 NCR 696	*				
15A NCAC 18A .2615		12:04 NCR 240			12:08 NCR 696	*				
15A NCAC 18A .2616		12:04 NCR 240			12:08 NCR 696	*				
15A NCAC 18A .2617		12:04 NCR 240			12:08 NCR 696	*				
15A NCAC 18A .2618		12:04 NCR 240			12:08 NCR 696	*				
15A NCAC 18A .2620		12:04 NCR 240			12:08 NCR 696	*				
15A NCAC 18A .2621		12:04 NCR 240			12:08 NCR 696	*				
15A NCAC 18A .2622		12:04 NCR 240			12:08 NCR 696	*				
15A NCAC 18A .2623		12:04 NCR 240			12:08 NCR 696	*				
15A NCAC 18A .2624		12:04 NCR 240			12:08 NCR 696	*				
15A NCAC 18A .2626		12:04 NCR 240			12:08 NCR 696	*				
15A NCAC 18A .2627		12:04 NCR 240			12:08 NCR 696	*				
15A NCAC 18A .2628		12:04 NCR 240			12:08 NCR 696	*				
15A NCAC 18A .2630		12:04 NCR 240			12:08 NCR 696	*				
15A NCAC 18A .2632		12:04 NCR 240			12:08 NCR 696	*				
15A NCAC 18A .2633		12:04 NCR 240			12:08 NCR 696	*				
15A NCAC 18A .2638		12:04 NCR 240			12:08 NCR 696	*				
15A NCAC 18A .2643		12:04 NCR 240			12:08 NCR 696	*				
15A NCAC 19A .0101		11:26 NCR 1976			12:02 NCR 61	S/L				
15A NCAC 19A .0102		12:02 NCR 52		12:02 NCR 88	12:02 NCR 61	Approve	10/16/97	*		
15A NCAC 19A .0201		11:26 NCR 1976			12:02 NCR 61	*				
15A NCAC 19A .0203		11:21 NCR 1638			12:02 NCR 61	*				
15A NCAC 19A .0205		11:26 NCR 1976			12:02 NCR 61	*				
15A NCAC 19C .0800		12:10 NCR 866								
										12:01 NCR 31

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15A NCAC 19C .0802			12.01 NCR 31							
15A NCAC 19C .0803			12.01 NCR 31							
15A NCAC 21J .0101			11:07 NCR 422		11:20 NCR 1552	*				11:29 NCR 2211
15A NCAC 21J .0101			11:07 NCR 422		11:20 NCR 1552	*				11:29 NCR 2211
15A NCAC 24A .0202			11:24 NCR 1827		12:02 NCR 61	S				
15A NCAC 24A .0202			12.01 NCR 31		12:07 NCR 519	S				
15A NCAC 26C .0001			11:19 NCR 1408							
15A NCAC 26C .0002			11:19 NCR 1408							
15A NCAC 26C .0003			11:19 NCR 1408							
15A NCAC 26C .0004			11:19 NCR 1408							
15A NCAC 26C .0005			11:19 NCR 1408							
15A NCAC 26C .0006			11:19 NCR 1408							
15A NCAC 26C .0007			11:19 NCR 1408							
Marine Fisheries Commission										
15A NCAC 03			11:11 NCR 881							
15A NCAC 03			11:20 NCR 1537							
15A NCAC 03			11:26 NCR 1985							
15A NCAC 03I .0101			11:26 NCR 1976		12:05 NCR 418	*				
15A NCAC 03I .0117			11:26 NCR 1976		12:05 NCR 2000		12:05 NCR 418			
15A NCAC 03J .0103			11:26 NCR 1976				12:05 NCR 418			
15A NCAC 03J .0104			11:26 NCR 1976				12:05 NCR 418			
15A NCAC 03J .0202			11:07 NCR 407				11:11 NCR 888			
15A NCAC 03I .0202			11:26 NCR 1976				12:05 NCR 418			
15A NCAC 03J .0208			11:26 NCR 1976				12:05 NCR 418			
15A NCAC 03J .0301			11:26 NCR 1976				12:05 NCR 418			
15A NCAC 03I .0102			11:07 NCR 407				11:11 NCR 888			
15A NCAC 03M .0204			11:14 NCR 1153							11:29 NCR 2211
15A NCAC 03M .0503			11:18 NCR 1383							12:07 NCR 561
15A NCAC 03M .0503			11:20 NCR 1537							
15A NCAC 03M .0506			11:18 NCR 1383							12:07 NCR 561

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15A NCAC 03M .0506	11-26 NCR 1976		12-05 NCR 418	*						12-07 NCR 561
15A NCAC 03M .0507		11-11 NCR 938 Temp Expired	11-26 NCR 1988	*	Approve	08/21/97				
15A NCAC 03M .0513	11-26 NCR 1976		12-05 NCR 418	*						
15A NCAC 03M .0514		11-18 NCR 1383	11-26 NCR 1088	*	Approve	08/21/97				12-07 NCR 561
15A NCAC 03O .0204	N/A	N/A	N/A		Approve	08/21/97				12-07 NCR 561
15A NCAC 03O .0211	11-26 NCR 1976		12-05 NCR 418	*						
Parks and Recreation Commission										
15A NCAC 12K .0101	12-02 NCR 52									
15A NCAC 12K .0103	12-02 NCR 52									
15A NCAC 12K .0104	12-02 NCR 52									
15A NCAC 12K .0105	12-02 NCR 52									
Radiation Protection										
15A NCAC 11 .0104	12-04 NCR 240						12-09 NCR 749			
15A NCAC 11 .0117	12-04 NCR 240						12-09 NCR 749	*		
15A NCAC 11 .0301	12-04 NCR 240						12-09 NCR 749	*		
15A NCAC 11 .0339	12-04 NCR 240						12-09 NCR 749	*		
15A NCAC 11 .0340	12-04 NCR 240						12-09 NCR 749	*		
15A NCAC 11 .0353	12-04 NCR 240						12-09 NCR 749	*		
15A NCAC 11 .0358	12-04 NCR 240						12-09 NCR 749	*		
15A NCAC 11 .0401	12-04 NCR 240						12-09 NCR 749	*		
15A NCAC 11 .0402	12-04 NCR 240						12-09 NCR 749	*		
15A NCAC 11 .0403	12-04 NCR 240						12-09 NCR 749	*		
15A NCAC 11 .0404	12-04 NCR 240						12-09 NCR 749	*		
15A NCAC 11 .0405	12-04 NCR 240						12-09 NCR 749	*		
15A NCAC 11 .0406	12-04 NCR 240						12-09 NCR 749	*		
15A NCAC 11 .0407	12-04 NCR 240						12-09 NCR 749	*		
15A NCAC 11 .0408	12-04 NCR 240						12-09 NCR 749	*		
15A NCAC 11 .0409	12-04 NCR 240						12-09 NCR 749	*		
15A NCAC 11 .0410	12-04 NCR 240						12-09 NCR 749	*		

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15A NCAC 11 .0411	12:04 NCR 240				12:09 NCR 749	*		
15A NCAC 11 .0412	12:04 NCR 240				12:09 NCR 749	*		
15A NCAC 11 .0413	12:04 NCR 240				12:09 NCR 749	*		
15A NCAC 11 .0414	12:04 NCR 240				12:09 NCR 749	*		
15A NCAC 11 .0415	12:04 NCR 240				12:09 NCR 749	*		
15A NCAC 11 .0416	12:04 NCR 240				12:09 NCR 749	*		
15A NCAC 11 .0417	12:04 NCR 240				12:09 NCR 749	*		
15A NCAC 11 .0418	12:04 NCR 240				12:09 NCR 749	*		
15A NCAC 11 .0419	12:04 NCR 240				12:09 NCR 749	*		
15A NCAC 11 .0420	12:04 NCR 240				12:09 NCR 749	*		
15A NCAC 11 .0421	12:04 NCR 240				12:09 NCR 749	*		
15A NCAC 11 .0422	12:04 NCR 240				12:09 NCR 749	*		
15A NCAC 11 .0423	12:04 NCR 240				12:09 NCR 749	*		
15A NCAC 11 .0424	12:04 NCR 240				12:09 NCR 749	*		
15A NCAC 11 .0425	12:04 NCR 240				12:09 NCR 749	*		
15A NCAC 11 .0426	12:04 NCR 240				12:09 NCR 749	*		
15A NCAC 11 .0427	12:04 NCR 240				12:09 NCR 749	*		
15A NCAC 11 .0428	12:04 NCR 240				12:09 NCR 749	*		
15A NCAC 11 .1100	12:04 NCR 240				12:09 NCR 749	*		
15A NCAC 11 .1400	12:04 NCR 240				12:09 NCR 749	*		
15A NCAC 11 .1601	12:04 NCR 240				12:09 NCR 749	*		
15A NCAC 11 .1603	12:04 NCR 240				12:09 NCR 749	*		
15A NCAC 11 .1611	12:04 NCR 240				12:09 NCR 749	*		
15A NCAC 11 .1620	12:04 NCR 240				12:09 NCR 749	*		
15A NCAC 11 .1647	12:04 NCR 240				12:09 NCR 749	*		
Soil & Water Conservation								
15A NCAC 06E .0104	N/A				N/A		Object	10/16/97
15A NCAC 06E .0105	N/A				N/A		Object	10/16/97
15A NCAC 06E .0106	N/A				N/A		Approve	10/16/97
15A NCAC 06E .0107	N/A				N/A		Approve	10/16/97

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Water Pollution Control System Operators Certification Commission										
15A NCAC 06E .0108	N/A	N/A	N/A	N/A	Approve	10-16-97				
15A NCAC 08A	11-26 NCR 1976									
15A NCAC 083	11-26 NCR 1976									
15A NCAC 08C	11-26 NCR 1976									
15A NCAC 08D	11-26 NCR 1976									
15A NCAC 08E	11-26 NCR 1976									
15A NCAC 08F	11-26 NCR 1976									
15A NCAC 08F .0101										
15A NCAC 08F .0102										
15A NCAC 08F .0201										
15A NCAC 08F .0202										
15A NCAC 08F .0203										
15A NCAC 08F .0301										
15A NCAC 08F .0401										
15A NCAC 08F .0402										
15A NCAC 08F .0403										
15A NCAC 08F .0404										
15A NCAC 08F .0405										
15A NCAC 08F .0406										
15A NCAC 08F .0407										
15A NCAC 08F .0501										
15A NCAC 08F .0502										
15A NCAC 08F .0503										
15A NCAC 08F .0504										
15A NCAC 08F .0505										
15A NCAC 08F .0506										
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15A NCAC 103 .0100	12-06 NCR 445									
15A NCAC 103 .0115	11-11 NCR 882									
		Agency Withdrawal Rule-making								

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15A NCAC 10B .0116	11:12 NCR 959				11:18 NCR 1372	*		Approve	04/17/97	11:29 NCR 2211
15A NCAC 10B .0200	12:06 NCR 445				11:08 NCR 495	*				Agency Withdraw Rule-making
15A NCAC 10B .0208	11:02 NCR 76									
15A NCAC 10B .0300	12:06 NCR 445									
15A NCAC 10B .0400	12:06 NCR 445									
15A NCAC 10C .0101	12:06 NCR 445									
15A NCAC 10C .0102	12:06 NCR 445									
15A NCAC 10C .0103	12:06 NCR 445									
15A NCAC 10C .0104	12:06 NCR 445									
15A NCAC 10C .0105	12:06 NCR 445									
15A NCAC 10C .0106	12:06 NCR 445									
15A NCAC 10C .0107	11:02 NCR 76									
15A NCAC 10C .0107	12:06 NCR 445									
15A NCAC 10C .0108	12:06 NCR 445									
15A NCAC 10C .0109	12:06 NCR 445									
15A NCAC 10C .0110	12:06 NCR 445									
15A NCAC 10C .0111	12:06 NCR 445									
15A NCAC 10C .0203	12:06 NCR 445									
15A NCAC 10C .0205	12:06 NCR 445									
15A NCAC 10C .0206	12:06 NCR 445									
15A NCAC 10C .0211	12:06 NCR 445									
15A NCAC 10C .0212	12:06 NCR 445									
15A NCAC 10C .0215	12:06 NCR 445									
15A NCAC 10C .0302	12:06 NCR 445									
15A NCAC 10C .0304	12:06 NCR 445									
15A NCAC 10C .0305	12:06 NCR 445									
15A NCAC 10C .0401	11:02 NCR 76									
15A NCAC 10C .0401	11:07 NCR 408									
15A NCAC 10C .0401	12:06 NCR 445									
15A NCAC 10C .0402	12:06 NCR 445									

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15A NCAC 10F .0360	12:01 NCR 5									
15A NCAC 10F .0367	11:16 NCR 1269									
15A NCAC 10G	11:01 NCR 13									
15A NCAC 10G .0100	11:02 NCR 76									
15A NCAC 10G .0400	12:06 NCR 445									
15A NCAC 10H .0100	12:06 NCR 445									
15A NCAC 10H .0300	12:06 NCR 445									
15A NCAC 10H .0300	12:06 NCR 445									
15A NCAC 10H .0900	12:06 NCR 445									
15A NCAC 10H .1000	12:06 NCR 445									
15A NCAC 10H .1100	12:06 NCR 445									
15A NCAC 10H .1200	12:06 NCR 445									
15A NCAC 10I .0001	12:06 NCR 445									
15A NCAC 10I .0002	12:06 NCR 445									
15A NCAC 10I .0003	12:06 NCR 445									
15A NCAC 10I .0004	12:06 NCR 445									
15A NCAC 10I .0005	12:06 NCR 445									
15A NCAC 10J .0001	12:06 NCR 445									
15A NCAC 10J .0002	12:06 NCR 445									
15A NCAC 10J .0003	12:06 NCR 445									
15A NCAC 10J .0004	12:06 NCR 445									
							*			

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- Voting Rights Act 12:01 NCR 4
- Voting Rights Act 12:02 NCR 50
- Voting Rights Act 12:04 NCR 236
- Voting Rights Act 12:05 NCR 334
- Voting Rights Act 12:07 NCR 507

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- 21 NCAC 12 .0202 11:24 NCR 1828 12:07 NCR 524 *

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21 NCAC 12.0204 11:28 NCR 2117 12:04 NCR 292 *
 21 NCAC 12.0503 11:28 NCR 2117
 21 NCAC 12.0504 11:28 NCR 2117
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 21 NCAC 12.0902 11:28 NCR 2117
 21 NCAC 12.0903 11:28 NCR 2117 12:04 NCR 292 *
 21 NCAC 12.0904 11:28 NCR 2117 12:04 NCR 292 *
 21 NCAC 12.0905 11:28 NCR 2117
 21 NCAC 12.0906 11:28 NCR 2117
 21 NCAC 12.0907 11:28 NCR 2117 12:01 NCR 1
 21 NCAC 12.0908 11:28 NCR 2117 12:01 NCR 1
 21 NCAC 12.0909 11:28 NCR 2117 12:03 NCR 110
 21 NCAC 12.0910 11:28 NCR 2117 12:04 NCR 227
 21 NCAC 12.0911 11:28 NCR 2117 12:07 NCR 505
 21 NCAC 12.0912 11:28 NCR 2117 12:08 NCR 612
 21 NCAC 12.0913 11:28 NCR 2117 12:08 NCR 612

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24 NCAC 01P .0101 11:14 NCR 1154 11:28 NCR 2132 S Approve 07/17/97
 24 NCAC 01P .0102 11:14 NCR 1154 11:28 NCR 2132 S Approve 07/17/97
 24 NCAC 01P .0103 11:14 NCR 1154 11:28 NCR 2132 S Object 07/17/97
 24 NCAC 01P .0201 11:14 NCR 1154 11:28 NCR 2132 S Approve 08/21/97
 24 NCAC 01P .0202 11:14 NCR 1154 11:28 NCR 2132 S Approve 07/17/97 *
 24 NCAC 01P .0203 11:14 NCR 1154 11:28 NCR 2132 S Approve 07/17/97 *

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24 NCAC 01P .0203			11:14 NCR 1154	11:28 NCR 2132	S	Approve	07/17/97		12:04 NCR 317
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10 NCAC 01B .0501	11:23 NCR 1779				12:09 NCR 747	*			
10 NCAC 01B .0502	11:23 NCR 1779				12:09 NCR 747	*			
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10 NCAC 22	10:23 NCR 2956								
Child Day Care Commission									
10 NCAC 03U	12:08 NCR 617								
10 NCAC 03U .0302	11:24 NCR 1817								
10 NCAC 03U .0506	11:24 NCR 1817								
10 NCAC 03U .0509	11:24 NCR 1817								
10 NCAC 03U .0601	11:24 NCR 1817								
10 NCAC 03U .0602	11:24 NCR 1817				12:08 NCR 710				
10 NCAC 03U .0604	11:03 NCR 109				11:09 NCR 571	*			
10 NCAC 03U .0604	11:24 NCR 1817				12:08 NCR 710				
10 NCAC 03U .0605	11:24 NCR 1817				12:08 NCR 710				
10 NCAC 03U .0700	11:08 NCR 449								
10 NCAC 03U .0705	11:14 NCR 1108				11:27 NCR 2054	*			
10 NCAC 03U .0705	11:24 NCR 1817				12:08 NCR 710				
10 NCAC 03U .0707	11:08 NCR 449								
10 NCAC 03U .0714	11:24 NCR 1817								
10 NCAC 03U .0802	11:24 NCR 1817								
10 NCAC 03U .0803	11:24 NCR 1817								
10 NCAC 03U .0901	11:08 NCR 449								
10 NCAC 03U .1402	11:24 NCR 1817								
10 NCAC 03U .1403	11:24 NCR 1817								
10 NCAC 03U .1717	11:14 NCR 1108								
10 NCAC 03U .1717	11:24 NCR 1817								
10 NCAC 03U .2500	11:29 NCR 2181								

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10 NCAC 03U .2510			11.08 NCR 449							12.01 NCR 2
10 NCAC 03U .2603			11.24 NCR 1817							12.06 NCR 443
10 NCAC 03U .2606			11.08 NCR 449							
10 NCAC 03U .2610			11.24 NCR 1817							
10 NCAC 03U .2611			11.24 NCR 1817							
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10 NCAC 03 .10:18 NCR 2399										
10 NCAC 03R .0214	12.08 NCR 617									
10 NCAC 03R .3000	11.23 NCR 1780									
10 NCAC 03R .3001	10.23 NCR 2956									
10 NCAC 03R .3002			11.21 NCR 1655		12.04 NCR 246					
10 NCAC 03R .3020	10.23 NCR 2956									
10 NCAC 03R .3030	10.23 NCR 2956									
10 NCAC 03R .3030			10.21 NCR 2699		11.08 NCR 452					
10 NCAC 03R .3031	11.23 NCR 1780									
10 NCAC 03R .3032	10.23 NCR 2956									
10 NCAC 03R .3033			10.21 NCR 2699		11.08 NCR 452					
10 NCAC 03R .3034										12.07 NCR 561
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10 NCAC 03R .3040		10:23 NCR 2956			11:06 NCR 328					
10 NCAC 03R .3050		10:23 NCR 2956			11:06 NCR 328					
10 NCAC 03R .3051			11:21 NCR 1655		12:04 NCR 246					*
10 NCAC 03R .3052			11:21 NCR 1655		12:04 NCR 246					*
10 NCAC 03R .3053			11:21 NCR 1655		12:04 NCR 246					*
10 NCAC 03R .3053			11:22 NCR 1713							
10 NCAC 03R .3053					12:06 NCR 481					
10 NCAC 03R .3054			11:21 NCR 1655		12:04 NCR 246					*
10 NCAC 03R .3055			11:21 NCR 1655		12:04 NCR 246					*
10 NCAC 03R .3056			11:21 NCR 1655		12:04 NCR 246					*
10 NCAC 03R .3057			11:21 NCR 1655		12:04 NCR 246					*
10 NCAC 03R .3058			11:21 NCR 1655		12:04 NCR 246					*
10 NCAC 03R .3059			11:21 NCR 1655		12:04 NCR 246					*
10 NCAC 03R .3060			11:21 NCR 1655		12:04 NCR 246					*
10 NCAC 03R .3060					12:06 NCR 481					
10 NCAC 03R .3061			11:21 NCR 1655		12:04 NCR 246					*
10 NCAC 03R .3061					12:06 NCR 481					
10 NCAC 03R .3062			11:21 NCR 1655		12:04 NCR 246					*
10 NCAC 03R .3062					12:06 NCR 481					
10 NCAC 03R .3063					11:21 NCR 1655					*
10 NCAC 03R .3063					12:06 NCR 481					
10 NCAC 03R .3064					11:21 NCR 1655					*
10 NCAC 03R .3064					12:06 NCR 481					
10 NCAC 03R .3065					11:21 NCR 1655					*
10 NCAC 03R .3065					12:06 NCR 481					
10 NCAC 03R .3066					11:21 NCR 1655					*
10 NCAC 03R .3066					12:06 NCR 481					
10 NCAC 03R .3067					11:21 NCR 1655					*
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10 NCAC 03R .3069			11:21 NCR 1655	12:04 NCR 246	*					
10 NCAC 03R .3070			11:21 NCR 1655	12:04 NCR 246	*					
10 NCAC 03R .3071			11:21 NCR 1655	12:04 NCR 246	*					
10 NCAC 03R .3072			11:21 NCR 1655	12:04 NCR 246	S/L/SE					
10 NCAC 03R .3072		12:06 NCR 481								
10 NCAC 03R .3073			11:21 NCR 1655	12:04 NCR 246	S/L/SE					
10 NCAC 03R .3074			11:21 NCR 1655	12:04 NCR 246	S/L/SE					
10 NCAC 03R .3075			11:21 NCR 1655	12:04 NCR 246	*					
10 NCAC 03R .3076			11:21 NCR 1655	12:04 NCR 246	S/L/SE					
10 NCAC 03R .3077			11:21 NCR 1655	12:04 NCR 246	*					
10 NCAC 03R .3078			11:21 NCR 1655	12:04 NCR 246	S/L/SE					
10 NCAC 03R .3079			11:21 NCR 1655	12:04 NCR 246	S/L/SE					
10 NCAC 03R .3080			11:21 NCR 1655	12:04 NCR 246	*					
10 NCAC 03R .3081			11:21 NCR 1655	12:04 NCR 246	*					
10 NCAC 03R .3082			11:21 NCR 1655	12:04 NCR 246	*					
10 NCAC 03R .3083			11:21 NCR 1655	12:04 NCR 246	*					
10 NCAC 03R .3084			11:21 NCR 1655	12:04 NCR 246	*					
10 NCAC 03R .3085			11:21 NCR 1655	12:04 NCR 246	*					
10 NCAC 03R .3086			11:21 NCR 1655	12:04 NCR 246	*					
10 NCAC 03R .3087			11:21 NCR 1655	12:04 NCR 246	*					
10 NCAC 03R .3088			11:21 NCR 1655	12:04 NCR 246	*					
10 NCAC 03R .6001	11:22 NCR 1704									
Medical Assistance										
Medicaid Disproportionate Share List										
10 NCAC 26B .0113	10:16 NCR 1721		11:28 NCR 2118	S/L						
10 NCAC 26B .0123			11:19 NCR 1436	11:24 NCR 1824	*					
10 NCAC 26D 0110	12:06 NCR 444									
10 NCAC 26G 0707	11:08 NCR 450	11:15 NCR 1205	11:18 NCR 1371	*						
10 NCAC 26I 0101	11:14 NCR 1108									

12:02 NCR 46

Agency withdrew 09/18/97
Approve 10/16/97
Approve 06/19/97

12:03 NCR 213

*

11:29 NCR 2211

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					Action	Date				
10 NCAC 26H.0102	11.14 NCR 1108									
10 NCAC 2611.0102	12.09 NCR 743									
10 NCAC 2611.0104	11.16 NCR 1268									
10 NCAC 2611.0211	12.09 NCR 743									
10 NCAC 2611.0212			11.23 NCR 1781							
10 NCAC 2611.0212										
10 NCAC 2611.0212										
10 NCAC 26H.0213										
10 NCAC 2611.0213	11.18 NCR 1368									
10 NCAC 2611.0213										
10 NCAC 26H.0213										
10 NCAC 2611.0401	12.08 NCR 618									
10 NCAC 2611.0506	10.21 NCR 2686									
10 NCAC 2611.0506										
10 NCAC 2611.0602										
10 NCAC 26K .0106	12.05 NCR 337									
10 NCAC 26K .0106										
10 NCAC 26M .0201	12.06 NCR 444									
10 NCAC 26M .0202	12.06 NCR 444									
10 NCAC 26M .0203	12.05 NCR 337									
10 NCAC 26M .0203	12.06 NCR 444									
10 NCAC 26M .0204	12.06 NCR 444									
10 NCAC 50A .0604	12.06 NCR 444									
10 NCAC 50B .0202										
10 NCAC 50B .0202	11.10 NCR 841									
10 NCAC 50B .0404	12.06 NCR 444									
10 NCAC 50B .0409										
10 NCAC 50D .0101	11.10 NCR 841									
10 NCAC 50D .0102	10.24 NCR 3057									
10 NCAC 50D .0103	10.24 NCR 3057									
10 NCAC 50D .0201	10.24 NCR 3057									

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10 NCAC 03D.0301	10:24 NCR 3057	11:04 NCR 196	Temp Expired						*
10 NCAC 03D.0302	10:24 NCR 3057	11:04 NCR 196	Temp Expired						*
10 NCAC 03D.0401	10:24 NCR 3057	11:04 NCR 196	Temp Expired						*
10 NCAC 03D.0402	10:24 NCR 3057	11:04 NCR 196	Temp Expired						*
10 NCAC 03D.0501	10:24 NCR 3057	11:04 NCR 196	Temp Expired						*
10 NCAC 03D.0502	10:24 NCR 3057	11:04 NCR 196	Temp Expired						*
10 NCAC 03D.0503	10:24 NCR 3057	11:04 NCR 196	Temp Expired						*
Medical Care Commission									
10 NCAC 03B	11:16 NCR 1268								
10 NCAC 03B.1001		11:20 NCR 1560	11:29 NCR 2187	*	Approve	10/16/97	*		*
10 NCAC 03B.1002		11:20 NCR 1560	11:29 NCR 2187	*	Approve	10/16/97	*		*
10 NCAC 03C.3707	11:20 NCR 1534		11:29 NCR 2187	*	Approve	10/16/97			
10 NCAC 03D.0801	11:23 NCR 1779		12:05 NCR 339	*					
10 NCAC 03D.0802	11:23 NCR 1779		12:05 NCR 339	S1.					
10 NCAC 03D.0803	11:23 NCR 1779		12:05 NCR 339	*					
10 NCAC 03D.0806	11:23 NCR 1779		12:05 NCR 339	*					
10 NCAC 03D.0901	11:23 NCR 1779		12:05 NCR 339	*					
10 NCAC 03D.0902	11:23 NCR 1779		12:05 NCR 339	*					
10 NCAC 03D.0904	11:23 NCR 1779		12:05 NCR 339	*					
10 NCAC 03D.0905	11:23 NCR 1779		12:05 NCR 339	*					
10 NCAC 03D.0907	11:23 NCR 1779		12:05 NCR 339	*					
10 NCAC 03D.0908	11:23 NCR 1779		12:05 NCR 339	*					
10 NCAC 03D.0909	11:23 NCR 1779		12:05 NCR 339	*					
10 NCAC 03D.0911	11:23 NCR 1779		12:05 NCR 339	*					
10 NCAC 03D.0913	11:23 NCR 1779		12:05 NCR 339	*					
10 NCAC 03D.0915	11:23 NCR 1779		12:05 NCR 339	*					
10 NCAC 03D.0916	11:23 NCR 1779		12:05 NCR 339	*					
10 NCAC 03D.0917	11:23 NCR 1779		12:05 NCR 339	*					
10 NCAC 03D.0918	11:23 NCR 1779		12:05 NCR 339	*					
10 NCAC 03D.0919	11:23 NCR 1779		12:05 NCR 339	*					

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					Action	Date			
10 NCAC 03D.0920	11:23 NCR 1779				12:05 NCR 339	*			
10 NCAC 03D.0921	11:23 NCR 1779				12:05 NCR 339	*			
10 NCAC 03D.0922	11:23 NCR 1779				12:05 NCR 339	*			
10 NCAC 03D.0923	11:23 NCR 1779				12:05 NCR 339	*			
10 NCAC 03D.0924	11:23 NCR 1779				12:05 NCR 339	S/L			
10 NCAC 03D.0925	11:23 NCR 1779				12:05 NCR 339	*			
10 NCAC 03D.0926	11:23 NCR 1779				12:05 NCR 339	*			
10 NCAC 03D.1001	11:23 NCR 1779				12:05 NCR 339	S/L			
10 NCAC 03D.1002	11:23 NCR 1779				12:05 NCR 339	S/L			
10 NCAC 03D.1003	11:23 NCR 1779				12:05 NCR 339	S/L			
10 NCAC 03D.1004	11:23 NCR 1779				12:05 NCR 339	*			
10 NCAC 03D.1103	11:23 NCR 1779				12:05 NCR 339	*			
10 NCAC 03D.1202	11:23 NCR 1779				12:05 NCR 339	S/L			
10 NCAC 03D.1203	11:23 NCR 1779				12:05 NCR 339	*			
10 NCAC 03D.1204	11:23 NCR 1779				12:05 NCR 339	*			
10 NCAC 03D.1205	11:23 NCR 1779				12:05 NCR 339	S/L			
10 NCAC 03D.1206	11:23 NCR 1779				12:05 NCR 339	*			
10 NCAC 03D.1301	11:23 NCR 1779				12:05 NCR 339	*			
10 NCAC 03D.1302	11:23 NCR 1779				12:05 NCR 339	*			
10 NCAC 03D.1401	11:23 NCR 1779				12:05 NCR 339	*			
10 NCAC 03D.1403	11:23 NCR 1779				12:05 NCR 339	*			
10 NCAC 03D.1500	11:23 NCR 1779				11:29 NCR 2187	*			
10 NCAC 03D.2001	10:18 NCR 2399				11:29 NCR 2187	*	Object	10/16/97	
10 NCAC 03D.2101	10:18 NCR 2399				11:29 NCR 2187	*	Object	10/16/97	
10 NCAC 03D.2102	10:18 NCR 2399				11:29 NCR 2187	*	Object	10/16/97	
10 NCAC 03D.2103	10:18 NCR 2399				11:29 NCR 2187	*	Approve	10/16/97	
10 NCAC 03D.2104	10:18 NCR 2399				11:29 NCR 2187	*	Approve	10/16/97	*
10 NCAC 03D.2105	10:18 NCR 2399				11:29 NCR 2187	*	Object	10/16/97	
10 NCAC 03D.2106	10:18 NCR 2399				11:29 NCR 2187	*	Object	10/16/97	
10 NCAC 03D.2201	10:18 NCR 2399				11:29 NCR 2187	*	Object	10/16/97	

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					Action	Date				
10 NCAC 031D 2202	10:18 NCR 2399		11:29 NCR 2187	*	Approve	10/16/97				
10 NCAC 031D 2203	10:18 NCR 2399		11:29 NCR 2187	*	Approve	10/16/97				
10 NCAC 031D 2301	10:18 NCR 2399		11:29 NCR 2187	*	Approve	10/16/97				
10 NCAC 031D 2302	10:18 NCR 2399		11:29 NCR 2187	*	Approve	10/16/97				
10 NCAC 031D 2303	10:18 NCR 2399		11:29 NCR 2187	*	Object	10/16/97				
10 NCAC 031D 2401	10:18 NCR 2399		11:29 NCR 2187	*	Approve	10/16/97				
10 NCAC 03M .0105	11:23 NCR 1779		12:06 NCR 459	*						
10 NCAC 03M .0205	11:23 NCR 1779		12:06 NCR 459	*						
Mental Health, Developmental Disabilities and Substance Abuse Services										
10 NCAC 14V 3402	11:08 NCR 449		11:14 NCR 1124	*	Withdrawn	01/16/97				
10 NCAC 14V .3803	11:08 NCR 449		11:24 NCR 1822	*	Approve	05/15/97				
10 NCAC 14V 5602	11:08 NCR 449		11:14 NCR 1124	*	Withdrawn	01/16/97				
10 NCAC 15A 0128	11:08 NCR 449		11:14 NCR 1124	*	Approve	05/15/97				
10 NCAC 15A 0129	11:08 NCR 449		11:24 NCR 1822	*	Withdrawn	01/16/97				
10 NCAC 18W 0201	10:15 NCR 1478		11:14 NCR 1124	S	Approve	05/15/97				
10 NCAC 18W .0202	10:15 NCR 1478		11:14 NCR 1124	S	Object	01/16/97				
10 NCAC 18W 0203	10:15 NCR 1478		11:14 NCR 1124	S	Approve	02/20/97				
10 NCAC 18W 0204	10:15 NCR 1478		11:14 NCR 1124	S	Approve	01/16/97				
10 NCAC 18W 0205	10:15 NCR 1478		11:14 NCR 1124	S	Object	01/16/97				
10 NCAC 18W .0206	10:15 NCR 1478		11:14 NCR 1124	S	Approve	01/16/97				
10 NCAC 18W 0207	10:15 NCR 1478		11:14 NCR 1124	S	Approve	01/16/97				
10 NCAC 18W .0208	10:15 NCR 1478		11:14 NCR 1124	S	Approve	01/16/97				
10 NCAC 18W 0209	10:15 NCR 1478		11:14 NCR 1124	S	Approve	01/16/97				
10 NCAC 18W 0210	10:15 NCR 1478		11:14 NCR 1124	S	Approve	01/16/97				
10 NCAC 18W 0211	10:15 NCR 1478		11:14 NCR 1124	S	Object	01/16/97				
10 NCAC 18W 0212	10:15 NCR 1478		11:14 NCR 1124	S	Approve	02/20/97				
10 NCAC 18W 0213	10:15 NCR 1478		11:14 NCR 1124	S	Approve	01/16/97				

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					Action	Date				
10 NCAC 18W .0214	10:15 NCR 1478		11:14 NCR 1124	S	Object	01/16/97				*
10 NCAC 18W .0215	10:15 NCR 1478		11:14 NCR 1124	S	Approve	02/20/97				*
10 NCAC 18W .0216	10:15 NCR 1478		11:14 NCR 1124	S	Object	01/16/97				*
10 NCAC 18W .0217	10:15 NCR 1478		11:14 NCR 1124	S	Approve	02/20/97				*
10 NCAC 18W .0218	10:15 NCR 1478		11:14 NCR 1124	S	Approve	01/16/97				*
10 NCAC 18W .0219	10:15 NCR 1478		11:14 NCR 1124	S	Object	01/16/97				*
10 NCAC 4511 .0200	11:08 NCR 449		11:29 NCR 2208	*	Approve	02/20/97				*
10 NCAC 4511 .0203	11:08 NCR 449		11:29 NCR 2208	*	Approve	01/16/97				*
Secretary of Human Resources										
10 NCAC 14V .7006		12:01 NCR 31		*		12:07 NCR 511				
10 NCAC 14V .7101	11:30 NCR 2300			*		12:06 NCR 459				
10 NCAC 14V .7102	11:30 NCR 2300			*		12:06 NCR 459				
10 NCAC 14V .7103	11:30 NCR 2300			*		12:06 NCR 459				
10 NCAC 14V .7104	11:30 NCR 2300			*		12:06 NCR 459				
10 NCAC 14V .7105	11:30 NCR 2300			*		12:06 NCR 459				
Social Services Commission										
10 NCAC 35E .0101	11:16 NCR 1288		11:30 NCR 2301	*	Approve	08/21/97				
10 NCAC 35E .0105	11:16 NCR 1288		11:30 NCR 2301	*	Approve	08/21/97				
10 NCAC 35E .0106	11:16 NCR 1288		11:30 NCR 2301	*	Approve	08/21/97				
10 NCAC 35E .0308	11:16 NCR 1288		11:30 NCR 2301	*	Approve	08/21/97				
10 NCAC 411 .0100	10:17 NCR 2228									
10 NCAC 411 .0102	10:17 NCR 2228			*		10:21 NCR 2687				
10 NCAC 42J .0001				*		11:30 NCR 2301				
10 NCAC 42J .0004				*		11:30 NCR 2301				
10 NCAC 42J .0005				*		11:30 NCR 2301				
Vocational Rehabilitation Services										
10 NCAC 20C .0200	12:08 NCR 618									
10 NCAC 20C .0600	12:08 NCR 618									

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INSURANCE

11 NCAC 06	12:09 NCR 744								
11 NCAC 10	12:09 NCR 744								
11 NCAC 10 .0602			11:15 NCR 1223	11:19 NCR 1426	*				11:26 NCR 2004
11 NCAC 10 .0603			11:15 NCR 1223	11:19 NCR 1426	*				11:26 NCR 2004
11 NCAC 10 .0606			11:15 NCR 1223	11:19 NCR 1426	*				11:26 NCR 2004
11 NCAC 11	12:09 NCR 744								
11 NCAC 12	12:09 NCR 744								
11 NCAC 13	12:09 NCR 744								
11 NCAC 14	12:09 NCR 744								
11 NCAC 15	12:09 NCR 744								
11 NCAC 16	12:09 NCR 744								
11 NCAC 17	12:09 NCR 744								
11 NCAC 19	12:09 NCR 744								
11 NCAC 20	12:09 NCR 744								
11 NCAC 21	12:09 NCR 744								
Fire and Rescue Commission									
11 NCAC 05	12:09 NCR 744								
Home Inspector Licensure Board									
Home Inspector Licensure Board									
11 NCAC 08	12:09 NCR 744								
11 NCAC 08 .1000	12:09 NCR 744								
11 NCAC 08 .1001			11:15 NCR 1212	11:19 NCR 1416	*				Agency Withdraw 03/97
11 NCAC 08 .1002			11:15 NCR 1212	11:25 NCR 1906	*				Approve 06/19/97
11 NCAC 08 .1003			11:15 NCR 1212	11:19 NCR 1416	*				Agency Withdraw 03/97
11 NCAC 08 .1004			11:15 NCR 1212	11:25 NCR 1906	*				Approve 06/19/97
11 NCAC 08 .1005			11:15 NCR 1212	11:19 NCR 1416	*				Agency Withdraw 03/97
11 NCAC 08 .1006			11:15 NCR 1212	11:25 NCR 1906	*				Approve 06/19/97
				11:19 NCR 1416	*				Agency Withdraw 03/97
Temp Filed over obj									
									12:03 NCR 213
Temp Filed over obj									
									12:03 NCR 213
Temp Filed over obj									
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11 NCAC 08 .1007		11:15 NCR 1212	11:19 NCR 1416	*	Approve	06/19/97			12:03 NCR 213	Temp Filed over obj
11 NCAC 08 .1008		11:15 NCR 1212	11:25 NCR 1906	*	Approve	06/19/97			12:03 NCR 213	Temp Filed over obj
11 NCAC 08 .1009		11:19 NCR 1416	11:25 NCR 1416	*	Agency Withdraw	03/97			12:03 NCR 213	Temp Filed over obj
11 NCAC 08 .1010		11:15 NCR 1212	11:19 NCR 1416	*	Approve	06/19/97			12:03 NCR 213	Temp Filed over obj
11 NCAC 08 .1011		11:15 NCR 1212	11:25 NCR 1906	*	Agency Withdraw	03/97			12:03 NCR 213	Temp Filed over obj
11 NCAC 08 .1101		11:15 NCR 1212	11:19 NCR 1416	*	Approve	06/19/97			12:03 NCR 213	Temp Filed over obj
11 NCAC 08 .1102		11:15 NCR 1212	11:25 NCR 1906	*	Approve	06/19/97			12:03 NCR 213	Temp Filed over obj
11 NCAC 08 .1103		11:15 NCR 1212	11:19 NCR 1416	*	Agency Withdraw	03/97			12:03 NCR 213	Temp Filed over obj
11 NCAC 08 .1104		11:15 NCR 1212	11:19 NCR 1416	*	Approve	06/19/97			12:03 NCR 213	Temp Filed over obj
11 NCAC 08 .1105		11:15 NCR 1212	11:25 NCR 1906	*	Agency Withdraw	03/97			12:03 NCR 213	Temp Filed over obj
11 NCAC 08 .1106		11:15 NCR 1212	11:19 NCR 1416	*	Approve	06/19/97			12:03 NCR 213	Temp Filed over obj
11 NCAC 08 .1107		11:15 NCR 1212	11:25 NCR 1906	*	Agency Withdraw	03/97			12:03 NCR 213	Temp Filed over obj
11 NCAC 08 .1108		11:15 NCR 1212	11:19 NCR 1416	*	Approve	06/19/97			12:03 NCR 213	Temp Filed over obj
11 NCAC 08 .1109		11:15 NCR 1212	11:25 NCR 1906	*	Agency Withdraw	03/97			12:03 NCR 213	Temp Filed over obj
11 NCAC 08 .1110		11:15 NCR 1212	11:19 NCR 1416	*	Approve	06/19/97			12:03 NCR 213	Temp Filed over obj
11 NCAC 08 .1111		11:15 NCR 1212	11:25 NCR 1906	*	Agency Withdraw	03/97			12:03 NCR 213	Temp Filed over obj
11 NCAC 08 .1112		11:15 NCR 1212	11:19 NCR 1416	*	Approve	06/19/97			12:03 NCR 213	Temp Filed over obj
11 NCAC 08 .1113		11:15 NCR 1212	11:25 NCR 1906	*	Agency Withdraw	03/97			12:03 NCR 213	Temp Filed over obj
11 NCAC 08 .1114		11:15 NCR 1212	11:19 NCR 1416	*	Approve	06/19/97			12:03 NCR 213	Temp Filed over obj
11 NCAC 08 .1115		11:15 NCR 1212	11:25 NCR 1906	*	Agency Withdraw	03/97			12:03 NCR 213	Temp Filed over obj
11 NCAC 08 .1116		11:15 NCR 1212	11:19 NCR 1416	*	Approve	06/19/97			12:03 NCR 213	Temp Filed over obj
11 NCAC 08 .1201		11:15 NCR 1212	11:19 NCR 1416	*	Agency Withdraw	03/97			12:03 NCR 213	Temp Filed over obj

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11 NCAC 08 1202	11.25 NCR 1906	*	Approve	06/19/97
	11.15 NCR 1212	*	Agency Withdraw	03/97
	11.19 NCR 1416	*	Approve	06/19/97
	11.25 NCR 1906	*	Agency Withdraw	03/97
11 NCAC 08 1203	11.15 NCR 1212	*	Approve	06/19/97
	11.19 NCR 1416	*	Agency Withdraw	03/97
	11.25 NCR 1906	*	Approve	06/19/97
11 NCAC 08 1204	11.15 NCR 1212	*	Agency Withdraw	03/97
	11.19 NCR 1416	*	Approve	06/19/97
	11.25 NCR 1906	*	Agency Withdraw	03/97
11 NCAC 08 1205	11.15 NCR 1212	*	Approve	06/19/97
	11.19 NCR 1416	*	Agency Withdraw	03/97
	11.25 NCR 1906	*	Approve	06/19/97
11 NCAC 08 1206	11.15 NCR 1212	*	Agency Withdraw	03/97
	11.19 NCR 1416	*	Approve	06/19/97
	11.25 NCR 1906	*	Agency Withdraw	03/97
11 NCAC 08 1207	11.15 NCR 1212	*	Approve	06/19/97
	11.19 NCR 1416	*	Agency Withdraw	03/97
	11.25 NCR 1906	*	Approve	06/19/97
11 NCAC 08 1208	11.15 NCR 1212	*	Agency Withdraw	03/97
	11.19 NCR 1416	*	Approve	06/19/97
	11.25 NCR 1906	*	Agency withdraw	03/97
11 NCAC 08 1209	11.15 NCR 1212	*	Approve	06/19/97
	11.19 NCR 1416	*	Approve	06/19/97
	11.25 NCR 1906	*	Approve	06/19/97

JUSTICE

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					Action	Date				
12 NCAC 09C .0603	11:14 NCR 1109		11:20 NCR 1539	*	Approve	04/17/97				11:29 NCR 2211
12 NCAC 09C .0604	11:14 NCR 1109		11:20 NCR 1539	*	Approve	04/17/97				11:29 NCR 2211
12 NCAC 09C .0605	11:14 NCR 1109		11:20 NCR 1539	*	Approve	04/17/97				11:29 NCR 2211
12 NCAC 09C .0606	11:14 NCR 1109		11:20 NCR 1539	*	Approve	04/17/97				11:29 NCR 2211
12 NCAC 09C .0607	11:14 NCR 1109		11:20 NCR 1539	*	Approve	04/17/97				11:29 NCR 2211
12 NCAC 09C .0608	11:14 NCR 1109		11:20 NCR 1539	*	Approve	04/17/97				11:29 NCR 2211
Private Protective Services Board										
12 NCAC 07D	11:10 NCR 818									
12 NCAC 07D	11:16 NCR 1268									
12 NCAC 07D .0100	11:16 NCR 1268									
12 NCAC 07D .0104	11:16 NCR 1268				12:09 NCR 748					
12 NCAC 07D .0201	11:10 NCR 818				12:08 NCR 622					
12 NCAC 07D .0204	11:14 NCR 1108				12:08 NCR 622					
12 NCAC 07D .0504	11:10 NCR 818				12:08 NCR 622					
12 NCAC 07D .0701	11:10 NCR 818				12:08 NCR 622					
12 NCAC 07D .0801	11:10 NCR 818				12:08 NCR 622					
12 NCAC 07D .0902	11:10 NCR 818				12:08 NCR 622					
12 NCAC 07D .1106	11:14 NCR 1108				12:08 NCR 622					
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12 NCAC 1013 .0101	12:04 NCR 242				12:08 NCR 624					
12 NCAC 1013 .0103	12:07 NCR 508									
12 NCAC 1013 .0107	12:04 NCR 242				12:08 NCR 624					
12 NCAC 1013 .0202	12:04 NCR 242				12:08 NCR 624					
12 NCAC 1013 .0204	12:04 NCR 242				12:08 NCR 624					
12 NCAC 1013 .0206	12:04 NCR 242				12:08 NCR 624					
12 NCAC 1013 .0304	12:04 NCR 242				12:08 NCR 624					
12 NCAC 1013 .0401	12:07 NCR 508									
12 NCAC 1013 .0402	12:07 NCR 508									
12 NCAC 1013 .0403	12:07 NCR 508									
12 NCAC 1013 .0406	12:07 NCR 508									

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12 NCAC 10B.0407			12.07 NCR 508							
12 NCAC 10B.0408			12.07 NCR 508							
12 NCAC 10B.0409			12.07 NCR 508							
12 NCAC 10B.0505			12.04 NCR 242			12.08 NCR 624	*			
12 NCAC 10B.0601			12.04 NCR 242			12.08 NCR 624	*			
12 NCAC 10B.0603			12.04 NCR 242			12.08 NCR 624	*			
12 NCAC 10B.0605			12.04 NCR 242			12.08 NCR 624	*			
12 NCAC 10B.0701			12.07 NCR 508							
12 NCAC 10B.0702			12.04 NCR 242			12.08 NCR 624	*			
12 NCAC 10B.0702			12.07 NCR 508							
12 NCAC 10B.0703			12.04 NCR 242			12.08 NCR 624	*			
12 NCAC 10B.0704			12.04 NCR 242			12.08 NCR 624	*			
12 NCAC 10B.0705			12.04 NCR 242			12.08 NCR 624	*			
12 NCAC 10B.0706			12.04 NCR 242			12.08 NCR 624	*			
12 NCAC 10B.0707			12.04 NCR 242			12.08 NCR 624	*			
12 NCAC 10B.0801			12.04 NCR 242			12.08 NCR 624	*			
12 NCAC 10B.0802			12.04 NCR 242			12.08 NCR 624	*			
12 NCAC 10B.0903			12.04 NCR 242			12.08 NCR 624	*			
12 NCAC 10B.0908			12.04 NCR 242			12.08 NCR 624	*			
12 NCAC 10B.0909			12.04 NCR 242			12.08 NCR 624	*			
12 NCAC 10B.0910			12.04 NCR 242			12.08 NCR 624	*			
12 NCAC 10B.0911			12.04 NCR 242			12.08 NCR 624	*			
12 NCAC 10B.1002			12.04 NCR 242			12.08 NCR 624	*			
12 NCAC 10B.1004			12.04 NCR 242			12.08 NCR 624	*			
12 NCAC 10B.1005			12.04 NCR 242			12.08 NCR 624	*			
12 NCAC 10B.1006			12.04 NCR 242			12.08 NCR 624	*			
12 NCAC 10B.1101			12.04 NCR 242			12.08 NCR 624	*			
12 NCAC 10B.1101			12.07 NCR 508							
12 NCAC 10B.1102			12.04 NCR 242			12.08 NCR 624	*			
12 NCAC 10B.1102			12.07 NCR 508							

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12 NCAC 10B.1103	12:04 NCR 242				12:08 NCR 624	*				
12 NCAC 10B.1103	12:07 NCR 508				12:08 NCR 624	*				
12 NCAC 10B.1104	12:04 NCR 242				12:08 NCR 624	*				
12 NCAC 10B.1104	12:07 NCR 508				12:08 NCR 624	*				
12 NCAC 10B.1105	12:04 NCR 242				12:08 NCR 624	*				
12 NCAC 10B.1202	12:04 NCR 242				12:08 NCR 624	*				
12 NCAC 10B.1204	12:04 NCR 242				12:08 NCR 624	*				
12 NCAC 10B.1205	12:04 NCR 242				12:08 NCR 624	*				
12 NCAC 10B.1206	12:04 NCR 242				12:08 NCR 624	*				
12 NCAC 10B.1301	12:07 NCR 508				12:07 NCR 508					
12 NCAC 10B.1302	12:07 NCR 508				12:07 NCR 508					
12 NCAC 10B.1303	12:07 NCR 508				12:07 NCR 508					
12 NCAC 10B.1304	12:07 NCR 508				12:07 NCR 508					
12 NCAC 10B.2002	12:07 NCR 508				12:07 NCR 508					
12 NCAC 10B.2101	12:07 NCR 508				12:07 NCR 508					
12 NCAC 10B.2102	12:07 NCR 508				12:07 NCR 508					
12 NCAC 10B.2104	12:07 NCR 508				12:07 NCR 508					
12 NCAC 10B.2105	12:07 NCR 508				12:07 NCR 508					
State Bureau of Investigation/Division of Criminal Information										
12 NCAC 04E.0103	11:11 NCR 881				11:17 NCR 1339	*		Approve	05/15/97	
12 NCAC 04E.0104	11:17 NCR 1336				11:22 NCR 1710	*		Approve	07/17/97	*
12 NCAC 04E.0401	11:17 NCR 1336				11:22 NCR 1710	*		Approve	07/17/97	
12 NCAC 04E.0404	11:17 NCR 1336				11:22 NCR 1710	*		Approve	07/17/97	*
12 NCAC 04E.0405	11:17 NCR 1336				11:22 NCR 1710	*		Approve	07/17/97	*
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13 NCAC 13.0213										
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11:22 NCR 1710	*									
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*13 NCAC 07F.0101										12/08 NCR 613
*13 NCAC 07F.0501										12/08 NCR 613
*13 NCAC 07F.0502										12/08 NCR 613
13 NCAC 07A.0302	11:26 NCR 1984				12:03 NCR 170		*			
13 NCAC 07A.0708	11:26 NCR 1984				12:03 NCR 170		*			
13 NCAC 07A.0900	11:11 NCR 881									
13 NCAC 07F	11:03 NCR 106									
13 NCAC 07F.0101	11:24 NCR 1817				12:05 NCR 354		*			
13 NCAC 07F.0101	11:26 NCR 1984				12:03 NCR 170		*			
13 NCAC 07F.0102	11:26 NCR 1984				12:03 NCR 170		*			
13 NCAC 07F.0201	11:03 NCR 106									
13 NCAC 07F.0201	11:09 NCR 568				12:02 NCR 60		*			
13 NCAC 07F.0201	11:24 NCR 1817				12:03 NCR 170		*			
13 NCAC 07F.0201	11:26 NCR 1984									
13 NCAC 07F.0301	11:03 NCR 106				12:03 NCR 170		*			
13 NCAC 07F.0301	11:26 NCR 1984				12:03 NCR 170		*			
13 NCAC 07F.0426	11:26 NCR 1984				12:03 NCR 170		*			
13 NCAC 07F.0501	11:26 NCR 1984				12:03 NCR 170		*			
13 NCAC 07F.0502	11:26 NCR 1984				12:03 NCR 170		*			
13 NCAC 16.0101	11:26 NCR 1984				12:05 NCR 412		*			
13 NCAC 16.0102	11:26 NCR 1984				12:05 NCR 412		*			
13 NCAC 16.0103	11:26 NCR 1984				12:05 NCR 412		*			
13 NCAC 16.0201	11:26 NCR 1984				12:05 NCR 412		*			
13 NCAC 16.0202	11:26 NCR 1984				12:05 NCR 412		*			
13 NCAC 16.0203	11:26 NCR 1984				12:05 NCR 412		*			
13 NCAC 16.0204	11:26 NCR 1984				12:05 NCR 412		*			
13 NCAC 16.0205	11:26 NCR 1984				12:05 NCR 412		*			
13 NCAC 16.0206	11:26 NCR 1984				12:05 NCR 412		*			
13 NCAC 16.0207	11:26 NCR 1984				12:05 NCR 412		*			
13 NCAC 16.0208	11:26 NCR 1984				12:05 NCR 412		*			

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13 NCAC 16 .0301		11:26 NCR 1984			12:05 NCR 412		*			
13 NCAC 16 .0302		11:26 NCR 1984			12:05 NCR 412		*			
13 NCAC 16 .0303		11:26 NCR 1984			12:05 NCR 412		*			
13 NCAC 16 .0401		11:26 NCR 1984			12:05 NCR 412		*			
13 NCAC 16 .0402		11:26 NCR 1984			12:05 NCR 412		*			
13 NCAC 16 .0501		11:26 NCR 1984			12:05 NCR 412		*			
13 NCAC 16 .0502		11:26 NCR 1984			12:05 NCR 412		*			
13 NCAC 16 .0601		11:26 NCR 1984			12:05 NCR 412		*			
13 NCAC 16 .0602		11:26 NCR 1984			12:05 NCR 412		*			
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21 NCAC 26 .0104					12:08 NCR 730					
21 NCAC 26 .0105					12:08 NCR 730					
21 NCAC 26 .0302					12:08 NCR 730					
21 NCAC 26 .0506					12:08 NCR 730					
21 NCAC 26 .0507					12:08 NCR 730					
21 NCAC 26 .0508					12:08 NCR 730					
21 NCAC 26 .0509					12:08 NCR 730					
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21 NCAC 32B		11:18 NCR 1369								
21 NCAC 32B		12:04 NCR 245								
21 NCAC 32F .0103			11:18 NCR 1386		12:04 NCR 294		*			
21 NCAC 32H .0102		11:26 NCR 1986		Temp Expired	12:04 NCR 294		*			
21 NCAC 32H .0201		11:26 NCR 1986			12:04 NCR 294		*			
21 NCAC 32H .0202		11:26 NCR 1986			12:04 NCR 294		*			
21 NCAC 32H .0203		11:26 NCR 1986			12:04 NCR 294		*			
21 NCAC 32H .0301		11:26 NCR 1986			12:04 NCR 294		*			
21 NCAC 32H .0302		11:26 NCR 1986			12:04 NCR 294		*			
21 NCAC 32H .0303		11:26 NCR 1986			12:04 NCR 294		*			
21 NCAC 32H .0401		11:26 NCR 1986			12:04 NCR 294		*			

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21 NCAC 3211.0402	11:26 NCR 1986	12:04 NCR 314
21 NCAC 3211.0402	11:26 NCR 1986	12:04 NCR 294
21 NCAC 3211.0403	11:26 NCR 1986	12:04 NCR 294
21 NCAC 3211.0404	11:26 NCR 1986	12:04 NCR 294
21 NCAC 3211.0405	11:26 NCR 1986	12:04 NCR 294
21 NCAC 3211.0406	11:26 NCR 1986	12:04 NCR 294
21 NCAC 3211.0407	11:26 NCR 1986	12:04 NCR 294
21 NCAC 3211.0408	11:26 NCR 1986	12:04 NCR 294
21 NCAC 3211.0409	11:26 NCR 1986	12:04 NCR 294
21 NCAC 3211.0501	11:26 NCR 1986	12:04 NCR 294
21 NCAC 3211.0502	11:26 NCR 1986	12:04 NCR 294
21 NCAC 3211.0503	11:26 NCR 1986	12:04 NCR 294
21 NCAC 3211.0504	11:26 NCR 1986	12:04 NCR 294
21 NCAC 3211.0505	11:26 NCR 1986	12:04 NCR 294
21 NCAC 3211.0506	11:26 NCR 1986	12:04 NCR 294
21 NCAC 3211.0507	11:26 NCR 1986	12:04 NCR 294
21 NCAC 3211.0508	11:26 NCR 1986	12:04 NCR 294
21 NCAC 3211.0601	11:26 NCR 1986	12:04 NCR 294
21 NCAC 3211.0602	11:26 NCR 1986	12:04 NCR 294
21 NCAC 3211.0801	11:26 NCR 1986	12:04 NCR 294
21 NCAC 3211.0901	11:26 NCR 1986	12:04 NCR 294
21 NCAC 3211.1004	11:26 NCR 1986	12:04 NCR 294
21 NCAC 320	11:18 NCR 1369	
21 NCAC 34A	12:09 NCR 745	12:07 NCR 556
21 NCAC 34A .0201		
21 NCAC 34B		12:09 NCR 745
21 NCAC 34C		12:09 NCR 745
21 NCAC 34D		12:09 NCR 745
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MORTUARY SCIENCE BOARD OF EXAMINERS

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21 NCAC 36 .0109	11:24 NCR 1821				11:28 NCR 2130	*				
21 NCAC 36 .0227	12:05 NCR 338									
21 NCAC 36 .0320	11:14 NCR 1109				11:19 NCR 1428	*				
21 NCAC 36 .0601	12:01 NCR 5				12:06 NCR 479	*				
21 NCAC 36 .0602	12:01 NCR 5				12:06 NCR 479	*				
21 NCAC 36 .0603	12:01 NCR 5				12:06 NCR 479	*				
21 NCAC 36 .0604	12:01 NCR 5				12:06 NCR 479	*				
21 NCAC 36 .0605	12:01 NCR 5				12:06 NCR 479	*				
21 NCAC 36 .0606	12:01 NCR 5				12:06 NCR 479	*				
NURSING HOME ADMINISTRATORS										
21 NCAC 37D .0202					11:11 NCR 940	*				
21 NCAC 37G .0102					11:18 NCR 1372	*				
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21 NCAC 40	12:09 NCR 745				12:07 NCR 557					
21 NCAC 40 .0108										
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21 NCAC 42	12:06 NCR 453									
21 NCAC 42B .0107	11:18 NCR 1369				11:25 NCR 1917	*				
21 NCAC 42E .0102					12:06 NCR 487					
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21 NCAC 46 .1601	12:03 NCR 168				12:07 NCR 527	*				
21 NCAC 46 .1603	12:03 NCR 168				12:09 NCR 797	*				
21 NCAC 46 .1604	12:03 NCR 168				12:07 NCR 527	*				
21 NCAC 46 .1804	12:03 NCR 168				12:09 NCR 797	*				
21 NCAC 46 .1810	12:03 NCR 168				12:07 NCR 527	*				
21 NCAC 46 .1813	12:03 NCR 168				12:09 NCR 797	*				
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21 NCAC 46.2103	12.03 NCR 168				12.09 NCR 797	*			
21 NCAC 46.2201	12.03 NCR 168				12.07 NCR 527	*			
21 NCAC 46.2301	12.03 NCR 168				12.07 NCR 527	*			
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21 NCAC 48A.0003	12.08 NCR 619								
21 NCAC 48A.0005	12.08 NCR 619								
21 NCAC 48B.0002	12.08 NCR 619								
21 NCAC 48C.0101	12.08 NCR 619								
21 NCAC 48C.0102	12.08 NCR 619								
21 NCAC 48C.0103	12.08 NCR 619								
21 NCAC 48C.0301	12.08 NCR 619								
21 NCAC 48C.0302	12.08 NCR 619								
21 NCAC 48C.0401	12.08 NCR 619								
21 NCAC 48D.0002	12.08 NCR 619								
21 NCAC 48D.0003	12.08 NCR 619								
21 NCAC 48D.0004	12.08 NCR 619								
21 NCAC 48D.0005	12.08 NCR 619								
21 NCAC 48D.0006	12.08 NCR 619								
21 NCAC 48D.0009	12.08 NCR 619								
21 NCAC 48D.0010	12.08 NCR 619								
21 NCAC 48E.0101	12.08 NCR 619								
21 NCAC 48E.0104	12.08 NCR 619								
21 NCAC 48E.0110	12.08 NCR 619								
21 NCAC 48F.0002	12.08 NCR 619								
21 NCAC 48G.0202	12.08 NCR 619								
21 NCAC 48G.0403	12.08 NCR 619								
21 NCAC 48G.0404	12.08 NCR 619								
21 NCAC 48G.0504	12.08 NCR 619								

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21 NCAC 48G.0512 12:08 NCR 619
21 NCAC 48G.0601 12:08 NCR 619

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21 NCAC 50 .0106 12:07 NCR 509
21 NCAC 50 .0202 12:07 NCR 509
21 NCAC 50 .0301 12:07 NCR 509 12:07 NCR 557
21 NCAC 50 .0306 12:07 NCR 509 12:07 NCR 557
21 NCAC 50 .0404 12:07 NCR 509 12:07 NCR 557
21 NCAC 50 .0405 12:07 NCR 509
21 NCAC 50 .0506 12:07 NCR 509 12:07 NCR 557
21 NCAC 50 .0510 12:07 NCR 509
21 NCAC 50 .0511 12:07 NCR 509 12:07 NCR 557
21 NCAC 50 .1102 12:07 NCR 509 12:07 NCR 557
21 NCAC 50 .1104 12:07 NCR 509
21 NCAC 50 .1201 12:07 NCR 509
21 NCAC 50 .1205 12:07 NCR 509
21 NCAC 50 .1206 12:07 NCR 509
21 NCAC 50 .1210 12:07 NCR 509
21 NCAC 50 .1212 12:07 NCR 509
21 NCAC 50 .1302 12:07 NCR 509

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21 NCAC 56 12:08 NCR 619

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21 NCAC 54 .1611 12:05 NCR 338
21 NCAC 54 .1612 12:05 NCR 338
21 NCAC 54 .1613 12:05 NCR 338
21 NCAC 54 .2006 12:05 NCR 338
21 NCAC 54 .2010 12:05 NCR 338
21 NCAC 54 .2104 12:05 NCR 338

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21 NCAC 54 .2301 12.05 NCR 338
 21 NCAC 54 .2302 12.05 NCR 338
 21 NCAC 54 .2303 12.05 NCR 338
 21 NCAC 54 .2304 12.05 NCR 338
 21 NCAC 54 .2305 12.05 NCR 338
 21 NCAC 54 .2306 12.05 NCR 338
 21 NCAC 54 .2307 12.05 NCR 338
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 21 NCAC 54 .2309 12.05 NCR 338
 21 NCAC 54 .2310 12.05 NCR 338
 21 NCAC 54 .2311 12.05 NCR 338
 21 NCAC 54 .2312 12.05 NCR 338
 21 NCAC 54 .2313 12.05 NCR 338
 21 NCAC 54 .2314 12.05 NCR 338
 21 NCAC 54 .2401 12.05 NCR 338
 21 NCAC 54 .2402 12.05 NCR 338
 21 NCAC 54 .2501 12.05 NCR 338
 21 NCAC 54 .2502 12.05 NCR 338
 21 NCAC 54 .2503 12.05 NCR 338
 21 NCAC 54 .2504 12.05 NCR 338
 21 NCAC 54 .2505 12.05 NCR 338
 21 NCAC 54 .2601 12.05 NCR 338
 21 NCAC 54 .2602 12.05 NCR 338
 21 NCAC 54 .2704 12.05 NCR 338
 21 NCAC 54 .2705 12.05 NCR 338
 21 NCAC 54 .2706 12.05 NCR 338

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16 NCAC 06C .0307 *
 16 NCAC 06C .0310 *
 12.03 NCR 210

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Object

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16 NCAC 06D.0103					12:01 NCR 18	*	Object	10/16/97	
16 NCAC 06D.0301					12:01 NCR 18	*	Object	10/16/97	
16 NCAC 06D.0303			12:01 NCR 18		12:01 NCR 18	*	Approve	10/16/97	
16 NCAC 06D.0305			12:01 NCR 18		12:01 NCR 18	*	Approve	10/16/97	
16 NCAC 06D.0306			12:01 NCR 18		12:01 NCR 18	*	Approve	10/16/97	
16 NCAC 06E.0105			12:05 NCR 433		12:01 NCR 18	S	Approve	10/16/97	
16 NCAC 06G.0304					12:01 NCR 18	*	Object	10/16/97	
16 NCAC 06G.0305					12:01 NCR 18	*	Object	10/16/97	
16 NCAC 06G.0306					12:01 NCR 18	*	Object	10/16/97	
16 NCAC 06G.0307					12:01 NCR 18	S	Object	10/16/97	
16 NCAC 06G.0308					12:01 NCR 18	S	Object	10/16/97	
16 NCAC 06G.0309					12:01 NCR 18	S	Approve	10/16/97	*
16 NCAC 06G.0401					12:01 NCR 18	*	Approve	10/16/97	
16 NCAC 06G.0402					12:01 NCR 18	*	Approve	10/16/97	
16 NCAC 06G.0403					12:01 NCR 18	*	Approve	10/16/97	
16 NCAC 06G.0404					12:01 NCR 18	*	Approve	10/16/97	
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16 NCAC 07 .0201					12:07 NCR 533				
16 NCAC 07 .0202					12:07 NCR 533				
16 NCAC 07 .0301					12:07 NCR 533				
16 NCAC 07 .0302					12:07 NCR 533				
16 NCAC 07 .0303					12:07 NCR 533				
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21 NCAC 58A.0101					12:08 NCR 620				
21 NCAC 58A.0103					12:08 NCR 620				
21 NCAC 58A.0104					12:08 NCR 620				
21 NCAC 58A.0105					12:08 NCR 620				
21 NCAC 58A.0107					12:08 NCR 620				

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Agency/Rule Citation	Rule-making Proceedings	Temporary Rule	Notice of Text	Fiscal Note	RRC Status		Text differs from proposal	Effective by Governor	Approved Rule	Other
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21 NCAC 58A.0108			12:08 NCR 620							
21 NCAC 58A.0109			12:08 NCR 620							
21 NCAC 58A.0110			12:08 NCR 620							
21 NCAC 58A.0114			12:08 NCR 620							
21 NCAC 58A.0302			12:08 NCR 620							
21 NCAC 58A.0302		10.22 NCR 2829			11:03 NCR 114	*	Object	12/19/96		11:22 NCR 1717
21 NCAC 58A.0502			12:08 NCR 620				Approve	01/16/97	*	
21 NCAC 58A.0505			12:08 NCR 620							
21 NCAC 58A.0506			12:08 NCR 620							
21 NCAC 58A.0601			12:08 NCR 620							
21 NCAC 58A.0613			12:08 NCR 620							
21 NCAC 58A.0614			12:08 NCR 620							
21 NCAC 58A.1501		10.22 NCR 2829			11:03 NCR 114	*	Object	12/19/96		11:22 NCR 1717
21 NCAC 58A.1502			10.22 NCR 2829				Approve	01/16/97	*	
21 NCAC 58A.1702			12:08 NCR 620				Object	12/19/96		11:22 NCR 1717
21 NCAC 58B.0402			12:08 NCR 620				Approve	01/16/97	*	
21 NCAC 58E.0407			12:08 NCR 620							
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Tax Review Board										12:04 NCR 228
Tax Review Board										12:05 NCR 336
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18 NCAC 06.1104										12.07 NCR 534
18 NCAC 06.1205										12.07 NCR 534
18 NCAC 06.1206										12.07 NCR 534
18 NCAC 06.1211										12.07 NCR 534
18 NCAC 06.1212										12.07 NCR 534
18 NCAC 06.1304										12.07 NCR 534

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18 NCAC 06.1401					12:07 NCR 534				
18 NCAC 06.1410					12:07 NCR 534				
18 NCAC 06.1411					12:07 NCR 534				
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18 NCAC 06.1506					12:07 NCR 534				
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18 NCAC 06.1702					12:07 NCR 534				
18 NCAC 06.1703					12:07 NCR 534				
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18 NCAC 06.1806					12:07 NCR 534				
18 NCAC 06.1809					12:07 NCR 534				
18 NCAC 06.1811					12:07 NCR 534				
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21 NCAC 64.0209			11:23 NCR 1780			12:05 NCR 427			
21 NCAC 64.0303			11:23 NCR 1780				*		
21 NCAC 64.1001			11:23 NCR 1780			12:05 NCR 427			
21 NCAC 64.1002			11:23 NCR 1780			12:05 NCR 427	*		
21 NCAC 64.1003			11:23 NCR 1780			12:05 NCR 427	*		
21 NCAC 64.1004			11:23 NCR 1780			12:05 NCR 427	*		

SPEECH AND LANGUAGE PATHOLOGISTS AND AUDIOLOGIST, BOARD OF EXAMINERS

21 NCAC 64.0209	11:23 NCR 1780	12:05 NCR 427	*
21 NCAC 64.0303	11:23 NCR 1780		
21 NCAC 64.1001	11:23 NCR 1780	12:05 NCR 427	*
21 NCAC 64.1002	11:23 NCR 1780	12:05 NCR 427	*
21 NCAC 64.1003	11:23 NCR 1780	12:05 NCR 427	*
21 NCAC 64.1004	11:23 NCR 1780	12:05 NCR 427	*

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21 NCAC 64.1005	11:23 NCR 1780				12:05 NCR 427	*				
STATE PERSONNEL COMMISSION										
25 NCAC 01D.2501		11:13 NCR 1062 Temp Expired	11:19 NCR 1429 *		Approve	09/18/97			12:10 NCR 878	
25 NCAC 01D.2503		11:13 NCR 1062 Temp Expired	11:19 NCR 1429 *		Approve	09/18/97	*		12:10 NCR 878	
25 NCAC 01D.2504		11:13 NCR 1062 Temp Expired	11:19 NCR 1429 *		Approve	09/18/97			12:10 NCR 878	
25 NCAC 01D.2505		11:13 NCR 1062 Temp Expired	11:19 NCR 1429 *		Approve	09/18/97			12:10 NCR 878	
25 NCAC 01D.2507		11:13 NCR 1062 Temp Expired	11:19 NCR 1429 *		Approve	09/18/97	*		12:10 NCR 878	
25 NCAC 01D.2508		11:13 NCR 1062 Temp Expired	11:19 NCR 1429 *		Approve	09/18/97			12:10 NCR 878	
25 NCAC 01D.2509		11:13 NCR 1062 Temp Expired	11:19 NCR 1429 *		Approve	09/18/97			12:10 NCR 878	
25 NCAC 01D.2511		11:13 NCR 1062 Temp Expired	11:19 NCR 1429 *		Approve	09/18/97	*		12:10 NCR 878	
25 NCAC 01D.2513		11:13 NCR 1062 Temp Expired	11:19 NCR 1429 *		Approve	09/18/97	*		12:10 NCR 878	
25 NCAC 01D.2514		11:13 NCR 1062 Temp Expired	11:19 NCR 1429 *		Approve	09/18/97	*		12:10 NCR 878	
25 NCAC 01D.2516		11:13 NCR 1062 Temp Expired	11:19 NCR 1429 *							
25 NCAC 01D.2517		12:09 NCR 835								
25 NCAC 01E.0705	11:14 NCR 1110		11:19 NCR 1434 *		Approve	09/18/97	*		12:10 NCR 878	
25 NCAC 01E.0707	11:14 NCR 1110		11:19 NCR 1434 *		Approve	09/18/97	*		12:10 NCR 878	
25 NCAC 01E.0769	11:14 NCR 1110		11:19 NCR 1434 *		Approve	09/18/97			12:10 NCR 878	
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21 NCAC 68		12:09 NCR 745								
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19A NCAC 02B.0164	11:20 NCR 1537				Object	07/17/97			12:07 NCR 561	
19A NCAC 02B.0242	11:26 NCR 1986				Approve	08/21/97				
19A NCAC 02B.0303	11:26 NCR 1986				Approve	10/16/97				
19A NCAC 02D.0415	11:20 NCR 1537				Approve	07/17/97			12:04 NCR 317	

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19A NCAC 02E .0218			12:05 NCR 337							
19A NCAC 02E .0219			12:05 NCR 337							
19A NCAC 02E .0220			12:05 NCR 337							
19A NCAC 02E .0221			12:05 NCR 337							
19A NCAC 02E .0222			12:05 NCR 337							
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19A NCAC 03D .0525			12:08 NCR 729							
19A NCAC 031.01.00			11:19 NCR 1413							
19A NCAC 031.0200			11:19 NCR 1413							
19A NCAC 031.0300			11:19 NCR 1413							
19A NCAC 031.0400			11:19 NCR 1413							
19A NCAC 031.0500			11:19 NCR 1413							
19A NCAC 031.0600			11:19 NCR 1413							
19A NCAC 031.0700			11:19 NCR 1413							
19A NCAC 031.0800			11:19 NCR 1413							
19A NCAC 031.0102			11:11 NCR 882	*		Approve	02/20/97	*		
19A NCAC 031.0306			11:11 NCR 882	*		Object	02/20/97			
19A NCAC 031.0308			11:11 NCR 882	*		Approve	03/20/97	*		
19A NCAC 031.0601			11:17 NCR 1340	*		Object	02/20/97			
			11:17 NCR 1340	*		Approve	03/20/97	*		
			11:17 NCR 1340	*		Approve	02/20/97	*		
			11:17 NCR 1340	*		Approve	03/20/97	*		



BARCLAYS OFFICIAL NORTH CAROLINA ADMINISTRATIVE CODE - 1997

DESCRIPTION	CODE	ANNUAL SUBSCRIPTION PRICE
Title 1 - Dept. of Administration - Complete Title Division of Purchase & Contract Federal Block Grant Funds	201 00 001 201 10 051 201 10 331	\$90.00 \$30.00 \$25.00
Title 2 - Dept. of Agriculture - Complete Title Food & Drug Protection Division Structural Pest Control Committee Agricultural Markets Plant Industry Animal Industry	202 00 001 202 15 091 202 15 341 202 15 431 202 15 481 202 15 521	\$140.00 \$35.00 \$30.00 \$30.00 \$30.00 \$30.00
Title 3 - Dept. of State Auditor - Complete Title	203 00 001	\$25.00
Title 4 - Dept. of Commerce - Complete Title Alcoholic Beverage Control Commission Banking Commission Credit Union Division Savings & Loan Division Industrial Commission/Workers Compensation Savings Institutions Division	204 00 001 204 15 021 204 15 031 204 15 061 204 15 091 204 15 101 204 15 161	\$125.00 \$45.00 \$45.00 \$25.00 \$25.00 \$30.00 \$35.00
Title 5 - Dept. of Corrections - Complete Title Division of Prisons	205 00 001 205 15 021	\$70.00 \$35.00
Title 6 - Council of State - Complete Title	206 00 001	\$30.00
Title 7 - Dept. of Cultural Resources - Complete Title	207 00 001	\$60.00
Title 8 - State Board of Elections - Complete Title	208 00 001	\$30.00
Title 9 - Offices of the Governor & Lt. Governor - Complete Title	209 00 001	\$45.00
Title 10 - Dept. of Human Resources - Complete Title Licensing of Health Facilities Detention Facilities Mental Health & Rehabilitation Services Social Services Children Services/Day Care Services for the Aging Services for the Blind Services for the Deaf & Hard of Hearing Employment Opportunities	210 00 001 210 20 101 210 20 201 210 20 301 210 20 401 210 20 411 210 20 421 210 20 431 210 20 441 210 20 451	\$470.00 \$95.00 \$40.00 \$110.00 \$185.00 \$55.00 \$45.00 \$40.00 \$25.00 \$45.00
Title 11 - Dept. of Insurance - Complete Title Insurance Consumer Services Fire & Rescue Services Agent Services Engineering & Building Codes	211 00 001 211 10 011 211 10 041 211 10 051 211 10 061 211 10 081	\$90.00 \$80.00 \$30.00 \$25.00 \$35.00 \$30.00
Title 12 - Dept. of Justice - Complete Title Private Protective Services Police & Sheriff's Education & Training Standards NC Alarm Systems Licensing Board	212 00 001 212 10 071 212 10 091 212 10 111	\$90.00 \$30.00 \$40.00 \$30.00
Title 13 - Dept. of Labor - Complete Title Mine & Quarry Safety General Safety/OSHA Wage & Hour Rules Boiler & Pressure Vessel Safety Apprenticeship & Training Elevator & Amusement Device Safety	213 00 001 213 15 061 213 20 001 213 15 121 213 15 131 213 15 141 213 15 151	\$110.00 \$25.00 \$70.00 \$25.00 \$25.00 \$25.00 \$25.00
Title 14A - Dept. of Crime Control & Public Safety - Complete Title Alcohol Law Enforcement Victims Compensation Fund	214 00 001 214 00 081 214 00 111	\$45.00 \$25.00 \$25.00
Title 15A - Dept. of Environ., Health, & Nat. Resources - Complete Title Environmental Management Air Quality Water Quality Land & Waste Management Solid Waste Management	215 00 001 215 15 001 215 15 101 215 15 201 215 15 301 215 15 311	\$395.00 \$165.00 \$90.00 \$85.00 \$85.00 \$50.00

DESCRIPTION	CODE	ANNUAL SUBSCRIPTION PRICE
Underground Storage Tanks	215 15 321	\$30.00
Coastal Management, Fishing & Boating	215 15 401	\$53.00
Environmental Health	215 25 001	\$150.00
Radiation/Nuclear Waste	215 25 101	\$65.00
Sanitation	215 25 201	\$60.00
Public Health	215 25 301	\$85.00
Intoxilizer & Breathalyzer	215 25 311	\$25.00
Title 16 - Dept. of Public Instruction - Complete Title	216 00 001	\$60.00
Elementary & Secondary Education	216 10 061	\$30.00
Title 17 - Department of Revenue - Complete Title	217 00 001	\$130.00
Taxes on Individuals	217 15 101	\$40.00
Taxes on Business	217 15 201	\$70.00
Sales & Use Tax Division	217 15 271	\$45.00
Motor Fuels Tax Division	217 15 291	\$30.00
Title 18 - Secretary of State - Complete Title	218 00 001	\$60.00
Securities Division	218 10 060	\$35.00
Title 19A - Dept. of Transportation - Complete Title	219 00 001	\$90.00
Division of Highways	219 10 021	\$45.00
Division of Motor Vehicles	219 10 031	\$45.00
Title 20 - Dept. of the State Treasurer - Complete Title	220 00 001	\$45.00
Title 21 - Occupational Licensing Boards - Complete Title	221 00 001	\$230.00
Title 22 - Administrative Procedures - Repealed	n/a	
Title 23 - Community Colleges - Complete Title	223 00 001	\$45.00
Title 24 - Independent Agencies - Complete Title	224 00 001	\$40.00
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